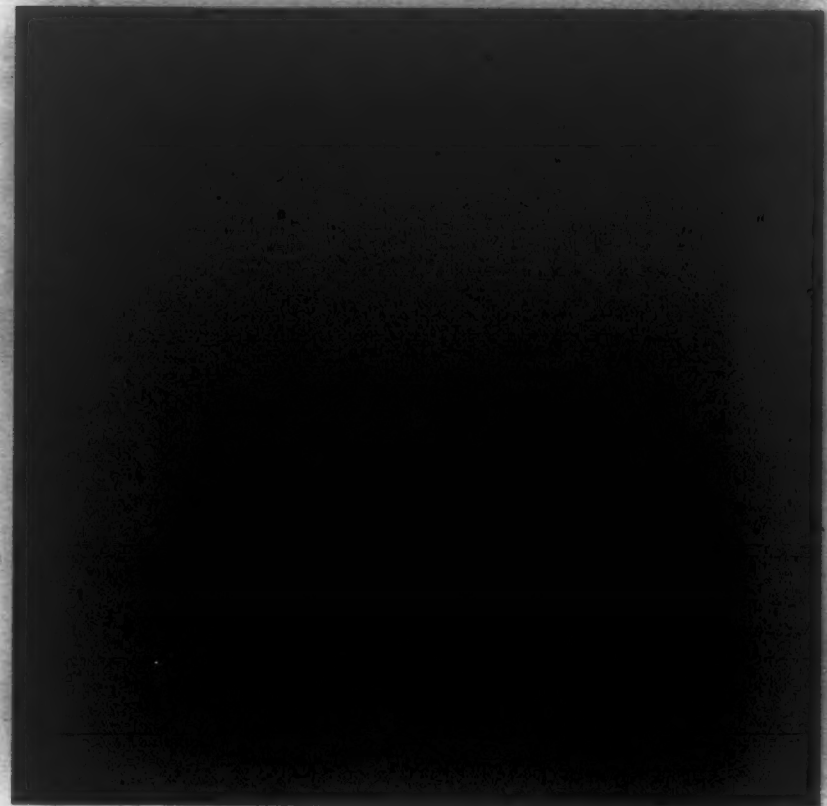
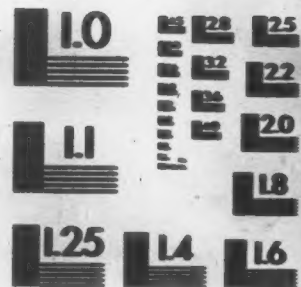
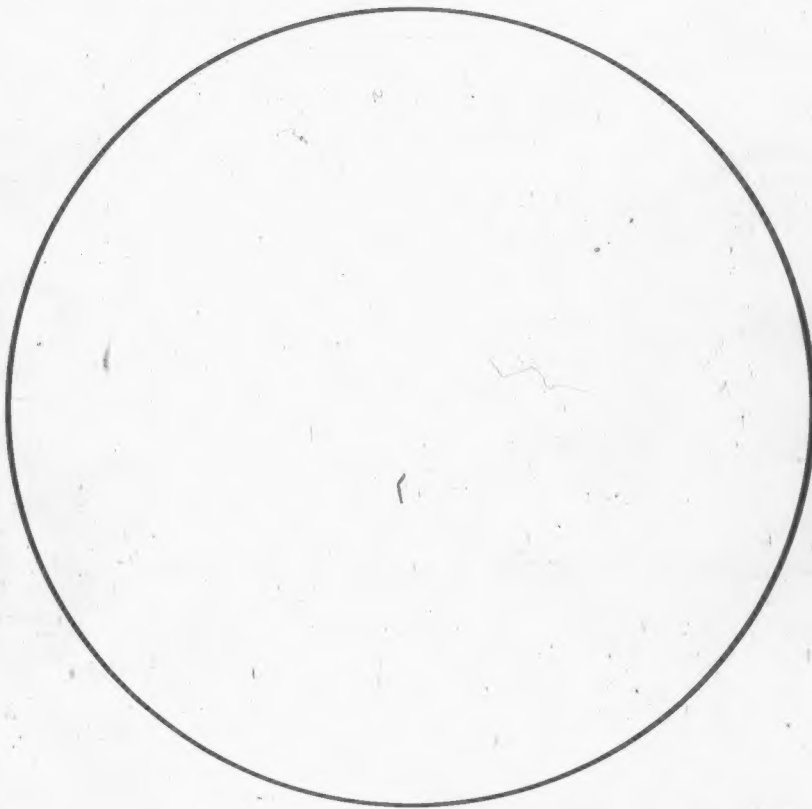
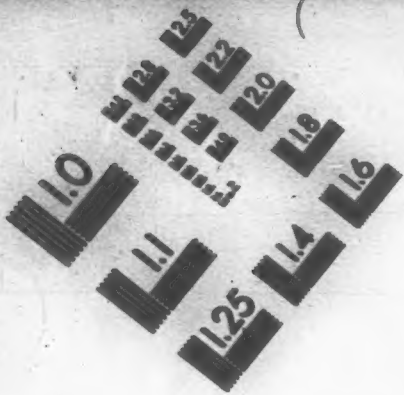


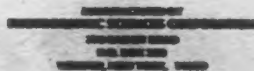
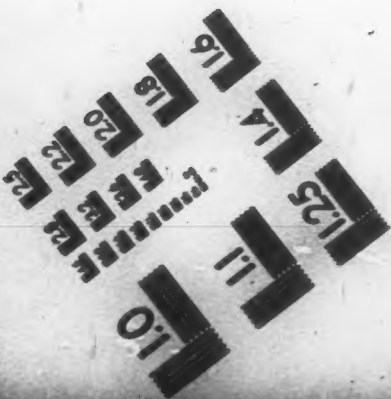


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**APPLICATIONS FOR ENROLLMENT OF THE
COMMISSION TO THE FIVE CIVILIZED TRIBES
1878 - 1914**

ROLL 306

CONTAINS FIFTEEN ROLLS 306 - 342

**THE NATIONAL ARCHIVES
NATIONAL ARCHIVES AND RECORDS SERVICE
GENERAL SERVICES ADMINISTRATION**

WASHINGTON: 1963

Cher Fr H 386

Cher Fr H 386

v

CHEROKEE FREEDMAN 386
Legitimate Freedman

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Lillie Vann

as a citizen of

Cherokee

Nation.

R.E.B.
Approved JAN 14 1907 190

[Signature]

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 3 1906

[Signature]

COMMISSIONER

RECEIVED

JUN 20 1906

847

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Lillie Vann born on the 24 day of March 1903.
(Here insert name of child)
 Name of father: William Jones a citizen of the U. S. Nation.
 Name of mother: Ellen Childres nee Vann a citizen of the Cherokee Nation.
 Tribal enrollment of father none Tribal enrollment of
 mother Freedmen Roll # 2891.

Postoffice Cherokee, Kansas.

AFFIDAVIT OF MOTHER

United States of America, Indian Territory, }
Northern District. }

I, Ellen Childres nee Vann on oath state that I am 23
 years of age and a citizen by adoption of the Cherokee Nation;
 that I am the lawful wife of (child is an illegitimate) who is a citizen, by
of the Nation; that a female child was
(Male or Female)
 born to me on 24 day of March 1903; that said child has been
 named Lillie Vann, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 26 day of June 1906.

My com. exp. Jan. 31, 1909

V. A. Harrison

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory, }
Northern District. }

I, Mamie Brown on oath state that I
 attended on Ellen Childres nee Vann wife of (child is an illegitimate)
 about the 27 day of March, 1903, and I believe that
 on the 24 day of March 1903 ~~that~~ there was born to her on said
 date a female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Lillie Vann.

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 26 day of June 1906.

My com. exp. Jan. 31, 1909

V. A. Harrison

Notary Public.

CERTIFICATE OF RECORD

United States of America }
INDIAN TERRITORY } ss.
NORTHERN DISTRICT }

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 30 day of AUGUST 1904 at 10 M., and duly recorded in Book C Marriage Record, Page 233

WITNESS my hand and seal of said Court at Vinita, in said Territory,

this 20 day of AUGUST A. D. 1904

Charles A. Davidson Clerk.

By Deputy.

FILED
AUG 30 1904
NORTH. DIST. IND. TER.
VINITA, OKLA.
Charles A. Davidson

CERTIFICATE OF RECORD

United States of America }
INDIAN TERRITORY }
NORTHERN DISTRICT }
ss.

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 30 day of 1904 at M., and duly recorded in

Book _____ Marriage Record, Page 233

WITNESS my hand and seal of said Court at Vinita, in said Territory,

this 30 day of AUGUST A. D. 1904

Clerk. *Charles A. Davidson*

By _____ Deputy.

NORTH. DIST. IND. TER.
FILED
AUG 30 1904
AT VINITA, OKLA.
Charles A. Davidson
Clerk of the Court

MARRIAGE LICENSE

United States of America }
INDIAN TERRITORY }
NORTHERN DISTRICT }

SS.

No. 420

To Any Person Authorized by Law to Solemnize Marriage — Greeting:

You are hereby Commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. Sylvester Eldress of Blurjacket in the Indian Territory, aged 24 years, and Miss Ella Vann of Blurjacket in the Indian Territory, aged 21 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at Vinita, Indian Territory, this 29 day of August A. D. 1904

By

C. Davidson

Deputy.

Chas. A. Davidson
Clerk of the United States Court.

CERTIFICATE OF MARRIAGE

United States of America }
INDIAN TERRITORY }
NORTHERN DISTRICT }

SS.

I, Joseph C. Hicks, a Minister of the Gospel, DO HEREBY CERTIFY, that on the 29th day of August A. D. 1904 I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 29th day of August A. D. 1904

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book

A

Page

113

Joseph C. Hicks
A Minister of the Gospel.

NOTE — This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00).

Affidavit

Mr Ella Childress
(Mrs. Ella Vann) of Cherokee
Kansas This the 22nd day of
December 1906 Being duly
sworn deposes and says
my name before I married
Sylvester Childress August 29
1904 was Ella Vann before
my marriage to Sylvester Childress
and while my name was
Ella Vann there was born to
me a daughter and was
named Billie Vann and
has been known as my
Child ever since
Ella Childress

Sworn and subscribed to
before me a Notary Public in
and for Crawford County
State of Kansas. This 22 day
of December 1906

G. W. H. Lucas

Notary Public

Commission Expires Aug 30th 1910

Affidavit

Mamie Brown of
near Bluejacket I being of
Lawful age. Being duly
sworn depose and say
I knew Ella Vann before
she married Sylvester Childers
and while her name was
Ella Vann there was born
to her a daughter who
was named Lillie who
has always been known
as her Child and is
known by name as
Lillie Vann. These facts
I know by being well
acquainted with the family
+ Mamie Brown

Subscribed and sworn to before me
this 29th day of December, A. D., 1906

J. A. Harrison

Notary Public

My commission expires Jan. 31, 1909.

Affidavit

Carrie Harris of lawful age. Being duly sworn depose and says she was acquainted with Ella Vann before she married Sylvester Childress and while her name was Ella Vann and before she married Sylvester Childress there was born to her a daughter who was named Lillie and has always been considered her child and known known by name as Lillie Vann

I know these facts by my long acquaintance with the family

Witness to mark

Carrie^{her} Harris
mark

Dr. C. H. Werner }
Clerk Shoud } Welch, L.

Subscribed and sworn to
before me this 31st day of
December, A. D. 1906.

V. A. Kinsman

Notary Public

My commission expires Jan. 31, 1907.

C O P Y .

Welch, I.T., June 26, 1906.

Commissioner to the
Five Civilized Tribes,
Muskogee, Ind. Ter.

Dear Sir:

Enclosed find application of Lillie Vann, an illegitimate Freedman, for enrollment as minor; under Act of Congress Approved April 26, 1906.

You will note that I have changed the Midwife's statement from the regular form. These parties claim that there were but two women present when this child was born, and that these two women are dead. This Mrs. Mamie Brown was present about three days after the child was born, as you will see from her statement.

If there is any further information you desire on this subject please address me, and I will furnish same if possible.

Respectfully,

V.A.Kinnison
Notary Public

Muskogee, Indian Territory, July 8, 1906.

V. A. Kinnison,
Welch, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Lillie Vann.

Respectfully,

Commissioner.

EMP

Cherokee Freedman
N.B.386,

Muskegee, Indian Territory, July 6, 1906.

Ellen Childres,

Cherokee, Kansas.

Dear Madam:

In connection with the application for the enrollment of your child, Lillie Vann, as a Cherokee freedman, you are requested to forward to this office either the original or a certified copy of the marriage license of yourself and your husband, Childres.

You are requested to return this letter with your reply.

Respectfully,

M. .

Commissioner.

CherokeeF.
N.B.386

Muskogee, Indian Territory, October 23, 1906.

Ellen Childers,
Cherokee, Kansas.

Dear Madam:

In connection with the application for the enrollment of your child, Lillie Vann, as a Cherokee freedman, you are advised that before the enrollment of said child will be complete it will be necessary for you to secure the affidavits of two persons who have knowledge of the child's birth and existence.

You are further advised that this office is in receipt of a marriage license and certificate showing the marriage on August 29, 1904, of Sylvester Childress and Ella Vann.

If you are identical with the person mentioned in this marriage license and certificate as Ella Vann, you are requested to execute, before a notary public, an affidavit to that effect and forward same to this office. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

INDEXED			
COMMISSIONER TO FIVE TRIBES			
No.	Received	RECORDED	
5614	JAN 31 1907	Book	Page

Childress, Ella,
Cherokee, Kansas,
Jan. 30, 1907.

Encloses affidavit relative
to enrollment of her child.

CHEROKEE ENROLLMENT

Cherokee Kan / 30 1907

to The Commissioner of the fine civilized tribe
I had 3 affidavits and sent 2 of them
to Maria ^{Blue Jacket & T} Brown for her and
Harry Harrie to sign and send them
back to me ^{but} she wrote me
that she ^{signed over} sent them to the
Dadul Commissioner's messenger and
I am very sorry this matter have
been neglected and is in the
shape it is & have been
sick and disabled to attend to
it it would greatly benefit me
if you can straighten the matter and
get it in the proper ~~best~~ shape
Please let me hear from you
at once my address is

Ellis Chilress
Cherokee
Kansas

Cher Fr M 387

Cher Fr M 387

C. W. G.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
CATHERINE ARNSBY
as a Cherokee Freedman.

CHEROKEE F.W.B.387

387

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Catherine Arnsby

as a citizen of

Cherokee

Nation.

Approved..... 190...

Commissioner.

U.S. DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 5 1906

RECEIVED

JUL 2 - 1906

438

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS, ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Catherine Arnsby, born on the 9th day of August 1904.
[Here insert name of child]
Name of Father: Louis Arnsby a citizen of the Cherokee Nation.
Name of Mother: Julia Arnsby a citizen of the Cherokee Nation.
Tribal enrollment of father Cherokee Freedman 1116 Tribal enrollment of mother.
Postoffice: Sallisaw, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Julia Arnsby, on oath state that I am Twenty-Eight
years of age and a citizen by Adoption of the Cherokee Nation;
was
that I am the lawful wife of Louis Arnsby, who is a citizen, by
Freedman of the Cherokee Nation; that a Female child was
born to me on 9th day of August 1904; that said child has been named
Catherine Arnsby, and was living March 4, 1906.

Julia Arnsby,

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 18th day of June 1906.

John H. Harnish
Notary Public

My commission expires Oct 2 1909

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Bell Thompson, a Mid-Wife, on oath state that I
attended on Julia Arnsby, wife of Louis Arnsby,
on the 9th day of August 1904; that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named Catherine Arnsby.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 20th day of June 1906.

Bell Thompson
W. H. Harnish
Notary Public

JCE

JNB387
199

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 28, 1906.

Catherine Ansbey

as a citizen of

Cherokee

Nation.

WLB
Approved

190

[Signature]

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 7 1907

[Signature]

COMMISSIONER

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee Nation,
 of Catherine Arnsby....., born on the 9th day of August 1904
 [Here insert name of child]
 Name of Father: Lewis Arnsby..... a citizen of the Cherokee Nation.
 Name of Mother: Julia Arnsby..... a citizen of the U. S. Nation.
 Tribal enrollment of father: F. 1116..... Tribal enrollment of mother.....
 Postoffice: Sallisaw, Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Julia Arnsby..... on oath state that I am twenty-eight
 years of age and a citizen by adoption of the Cherokee Nation;
 WAS
 that I was the lawful wife of Lewis Arnsby....., who is a citizen, by
 adoption of the Cherokee Nation; that a female child was
 [Male or Female]
 born to me on 9th day of August 1904; that said child has been named
 Catherine Arnsby..... and was living March 4, 1906.

Julia Arnsby

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 13th day of Dec 1906.

B. P. Rasmussen
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Bell Thompson....., on oath state that I
 attended on Julia Arnsby....., wife of Lewis Arnsby.....
 on the 9th day of August 1904; that there was born to her on said date a female
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named
 Catherine Arnsby.....

Bell Thompson

WITNESSES TO MARK

[Must be Two
Witnesses]

Subscribed and sworn to before me this 29th day of December 1906.

W. H. Morley
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, IND. TER., DECEMBER 13, 1906.

In the matter of the application for the enrollment of
CATHERINE ARNSBY as a citizen of the Cherokee Nation.

JULIA ARNSBY being duly sworn by B.P. Rasmus, a notary
public, testified as follows:

- Q. What is your name? A. Julia Arnsby.
Q. How old are you? A. Twenty-eight.
Q. What is your postoffice? A. Sallisaw.
Q. Are you a citizen of the Cherokee Nation? A. No sir, my husband was.
Q. What was the name of your husband? A. Lewis Arnsby.
Q. Is he living? A. Yes sir.
Q. When were you and he married? A. Let's see, It has been,-- when we was married was up here-- we have been married going on eight years.
Q. In what month were you married? A. December.
Q. Do you remember the day? A. The first Thursday in December was the day.
Q. What was your maiden name? A. Julia Kilpatrick.
Q. What was your postoffice when you married? A. McKee.
Q. There has been filed with the Commissioner a marriage license and certificate showing the marriage on December 1, 1898 of Lewis Arnsby and Julia Kilpatrick. The certificate shows that these parties were married by J.F. Taylor, a Minister of the Gospel. Are you the identical person mentioned in this license and certificate as Julia Kilpatrick? A. Yes sir.
Q. Have you and your husband separated? A. Yes sir.
Q. When did you separate? A. We have been separated three years.
Q. In what month did you separate? A. In November.
Q. This past November three years ago? A. Yes sir; we separated on Thanksgiving Day in November.
Q. Up to that time had you lived together? A. Yes sir.
Q. Never separated at all? A. We separated once before that and went back.
Q. When was that? A. That's been about five years ago.
Q. How long were you separated then? A. Well, I guess nearly a year.
Q. Have you a child? A. Yes sir, have had three, I have two dead.
Q. What is the name of this child here? A. Catherine Arnsby.
Q. Have you made application for her enrollment as a Cherokee citizen? A. Yes sir.
Q. When was this child born? A. She was born the 9th day of August three years ago.
Q. How many years ago? A. Three years ago; she is three years old now, going on four.
Q. Born the 9th day of August three years ago? A. Yes sir.
Q. There has been filed with the Commissioner an affidavit as to the birth of Catherine Arnsby on August 9, 1904, a child of Lewis and Julia Arnsby, is that this child? A. Yes sir.
Q. If the birth of this child as given in the affidavit, August 9, 1904, is correct, the child would be two years old last August, is that right or not?

A. No, she is three years old.

Q. Last August? A. Yes sir, she is three years old and over, now.

BY W. W. HASTINGS:

Q. Where were you living when this child was born? A. At Vian.

Q. Were you keeping house or living with someone? A. Keeping house.

Q. In the town of Vian? A. Yes sir.

Q. Who were you living with at the time? A. With my husband.

Q. Was he living with you when this child was born? A. Yes sir.

Q. Did you say you had two other children by this same husband?

A. Yes sir.

Q. They are both dead? A. Yes sir.

Q. Born before this one? A. Yes sir.

Q. When were you divorced from your husband, or were you divorced?

A. Yes sir.

Q. When? A. It has been about two years.

Q. Do you know that? A. Why, he showed me a certificate he got.

Q. Where? A. He got it at Gallisaw.

Q. Did you know anything about it? A. Yes sir, I knew he was going to get it.

Q. Do you know what grounds he alleged against you for divorce?

A. No sir, I never did find out.

Q. Now, can you stop and think when he got this divorce from you, and be a little more particular--more definite-- about it?

Q. I can not exactly give the date when he got it, but it was about two years ago.

Q. How long had you been separated when he got it? A. One year.

Q. How long did you separate after the birth of this child?

A. How long?--

Q. How old was this child when you separated? A. I reckon she was about six months old, I reckon.

Q. You swear that you and he were keeping house together when this child was born? A. Yes sir.

Q. How long had you been living there in that house when this child was born? A. One year.

Q. Have you had any children since this child was born? A. No sir.

Q. Have you re-married? A. Yes sir.

Q. You don't know what the allegations were-- what the grounds for the divorce were do you? A. No sir, I don't know what he out in to get it. I went to find out, but I never did find out.

Q. What was the cause of your separation? A. I don't know; he just felt like quitting, I guess.

Q. You say you had separated a while before that? A. Yes sir.

Q. How long did you remain apart before that? A. Very near a year.

Q. Now can you tell us what time that was?

A. I couldn't exactly give the date when it was.

Q. What year was it? A. It was about a year and a half before this child was born.

Q. Do you mean you had been living together about a year and a half before this child was born?

Q. We had been living together about a year before this child was born.

ON BEHALF OF COMMISSIONER

Q. What is your name now? A. I go by the name of Julia Arnsby y et.

Cherokee Freedmen H.B.-387

Q. I thought you said you were married again? A. No sir, I aint married.

MR. HASTINGS:

Q. I asked you if you were re-married? A. Then I misunderstood you I have never married since my husband quit me.

-----)
The undersigned being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she correctly recorded the testimony taken in the above entitled cause, and that the above and foregoing is a fully true and correct transcript of her stenographic notes thereof.

Luz M. Brown

Subscribed and sworn to before me this 27th day of December, 1906

John E. Tidwell
Notary Public.

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
Muskogee, I.T. January 17, 1907.

.....

In the matter of the application of Catherine Arnsby for
enrollment as a minor Cherokee Freedman.

.....

Lewis Arnsby having been first duly sworn by C. B. Webster,
a Notary Public, testifies as follows:

By the Commissioner:

- What is your name? A Lewis Arnsby.
- Q How old are you? A I am 33 years old.
- Q What is your Post Office? A Braggs, I.T.
- Q Are you a citizen of the Cherokee Nation? A I am.
- Q What was the name of your wife? A Julia.
- Q When were you and she married? A In '98.
- Q In what month? A December.
- Q Remember the day of the month? A 1st.
- Q What was your wife's maiden name? A Kilpatrick.
- Q Where were you married? McKey.
- Q There has been filed with this Commissioner a marriage license
and certificate showing the marriage on December 1, 1898, of
Lewis Arnsby and Julia Kilpatrick. Are you the Lewis Arnsby
mentioned in that marriage license? A I am.
- Q And is Julia Kilpatrick and your wife the same--your wife is
the Julia Kilpatrick mentioned in that marriage license? A Yes
sir.
- Q Have you and your wife separated? A Yes sir.
- Q When did you separate? A 1901 I believe, or '02.
- Q Remember what part of the year? A About October I believe.
- Q About October 1901? A I believe it was 1902 if I'm not mis-
taken.
- Q October 1902? A I think that was when it was.
- Q About how long ago--maybe you could remember it that way? A A
little more than three years.
- Q Up to that time you had lived together had you? A Yes sir.
- Q And never had separated at all before? A Yes sir.
- Q You mean you had never separated? A We had.
- Q When? A The first time was in 1900.
- Q How long did you stay separated? A About eighteen months.
- Q And went back together? A Yes sir.
- Q Have you a child? A Yes sir.
- Q How many children? A Only one living.
- Q What is the name of this child? A Catherine.
- Q Have you made application for her enrollment as a Cherokee
citizen? A No sir, I have not.
- Q Has anyone? A Yes sir, she says she has.
- Q Who--your wife? A Yes sir.
- Q When was this child born? A August 1902.
- Q 1902? A Yes sir.
- Q There has been filed with this Commissioner an affidavit as to
the birth of Catherine Arnsby on August 9, 1904. A child of
Lewis and Julia Arnsby--is that this child? A Yes sir--well
there was two--I had a little boy but I filed for the boy--I
suppose it must be this one--

- Q The child mentioned here is Catherine Arnsby, is that the child about which you have testified? A Yes sir.
- Q How old is this child? A Three years old the 9th of last August.
- Q Well, if the birth of this child was given in the affidavit as August 9, 1904, the child would be two years old last August? Is that a mistake? A It must be, it was three years old.
- Q You are sure about that? A Yes sir.
- Q Where were you living when this child was born? A Vian.
- Q Were you living with your wife at the time? A Yes sir.
- Q Hadn't separated yet? A No sir.
- Q Has your wife been divorced from you? A Yes sir.
- Q When? A About two years the last December.
- Q Did you get the divorce or did she? A I did.
- Q What were the grounds upon which you applied for divorce? A Desertion.
- Q She left you before that, did she? A Yes sir.
- Q How long had you been separated when you secured the divorce? A About thirteen months. Thirteen or fourteen.
- Q How long after the birth of this child was it when she left you? A It was in October after the child was born in August.
- Q Did she take the child with her? A Yes sir.
- Q Do you swear that you and she were keeping house together when the child was born? A Yes sir.
- Q How long had you been living in the house in which the child was born before the birth of the child? A Lived in that house about five months I believe. Five or Six.
- Q Have you and your wife remarried--I mean is either of you remarried? A I am.
- Q Is your wife? A I don't think she has.
- Q Do you know what the cause of her leaving you was? A No sir, I don't.
- Q You are sure she left you and you didn't leave her? A Yes sir.
- Q About how long before this child was born did you and your wife go back together after your previous separation? A About--it must have been about eleven months.
- Q You are sure it was that long? A Lets see--we went back together in October and the child was born the next year in August.
- Q About what time in October? A About the 20th.
- Q During the time you had been separated the first time, did you have anything to do with each other? A No sir.
- Q How long did you stay at this house after your wife left you? A About two weeks I think.
- Q Then you left? A Yes sir.
- Q Where did you go to? A Braggs.
- Q Is it your desire that this child be enrolled and given an allotment? A Yes sir.

Testimony Closed.

I Cora E. Glendenning, a stenographer to the Commissioner to the Five Civilized Tribes on oath state that I reported the proceedings had in the above case on this January 17, 1907, and that the foregoing is a true and correct transcript of my stenographic notes therein.

Cora E. Glendenning

Subscribed and sworn to before me this 17 day of January 1907.

B. P. Rasmus
Notary Public.

CERTIFICATE OF RECORD.

United States of America, } ss.
INDIAN TERRITORY,
Northern District.

I, JAMES A. WINSTON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 9 day of Dec 1898, at M., and duly recorded in Book Marriage Record, Page 766.

WITNESS my hand and seal of said Court at Muskogee, in said Territory,

this 10th day of Dec A.D. 1898.

Jas. A. Winston. Clerk.

By Deputy.

FILED
DEC 9 1898

Jas. A. Winston
Clerk.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 25 1905

Commissioner

Jas. A. Winston
Clerk
7 MB 387

Jr. MB 387

MARRIAGE LICENSE



United States of America, }
INDIAN TERRITORY,
Northern District.

ss.

No. 1451

To Any Person Authorized by Law to Solemnize Marriage...Greeting:

You are Hereby Commanded to Solemnize the Rite and publish the
Banns of Matrimony between Mr. *Lucien Crosby*
of *McKey*, in the Indian Territory, aged *24* years, and
Miss *Julia Kilpatrick*, of *McKey*, in the
Indian Territory, aged *22* years, according to law, and do you officially sign and return this
License to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this *38* day of
Nov., A.D. 189*8*

J. H. Taylor

Clerk of the U.S. Court.

By

W. Young Deputy.

CERTIFICATE OF MARRIAGE



United States of America, }
INDIAN TERRITORY,
Northern District.

ss.

I, *J. H. Taylor*, a Minister of the Gospel,
DO HEREBY CERTIFY, that on the *first* day of *Dec*, A.D. 189*8*,
I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish
the Banns of Matrimony between the parties therein named.

WITNESS my hand this *first* day of *Dec*, A.D. 189*8*.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book

A

Page

108

J. H. Taylor

A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District,
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the
amount of One Hundred Dollars (\$100.00).

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Catherine Arnsby as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 2, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Catherine Arnsby, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137). Further proceedings in the matter of said application were had at Muskogee, Indian Territory, December 13, 1906, and January 17, 1907.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Catherine Arnsby, is the minor child of one Lewis Arnsby, a regularly enrolled freedman citizen of the Cherokee Nation, and Julia Arnsby, a non citizen woman, who were united in marriage in the year 1898; that the said Catherine Arnsby was born to them in lawful wedlock on August 9, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Catherine Arnsby is entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly granted.



Commissioner.

Dated at Muskogee, Indian Territory,

this JAN 21 1907

Cherokee freed-
man N. B. 387

Muskogee, Indian Territory, July 10, 1906.

Julia Arnsby,
Gallisaw, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Catherine Arnsby, as a Cherokee freedman, you are requested to advise this office whether or not the father of said child is living. If he is dead, you are directed to execute and return to this office, the enclosed blank form of death affidavit, showing the date of his death. If he is living, you are requested to advise this office whether or not he and you are living together as man and wife. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Incl. P-11
MMP

Commissioner.

Sallisaw, I. T.

7/18/06.

Commission to the Five Civilized Tribes,

Your letter of A recent date is at hand in reply to you
I will advise Inform you that the childs Father is A live though
we are seperated and Divosed. and his name is Lewis Arnsby
P. O. Braggs I. T.

Julia Arnsby.

F.N.B.387

INDEXED

Commissioner to Five Tribes

No.
30568

Received
JUL 23 1906

Arnsby, Julia,
Sallisaw, I. T.
Cherokee Nation,
July 18, 1906.

In re Cherokee Fr. N.B.387
Gives information relative
to father of said child.

REFER IN REPLY TO THE FOLLOWING:
Cherokee freedman
N.B.387.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, November 23, 1906.

Julia Arnsby,

Salisaw, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Catherine Arnsby, as a Cherokee freedman, there is quoted you the following provision of the Act of Congress approved April 26, 1906 (34 Stat.137):

"That for ninety days after the approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the . . . Cherokee tribe, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

Before your child can be enrolled as a citizen of the Cherokee Nation it will be necessary that you prove that it is a legitimate child of yourself and a citizen of the Cherokee Nation.

You will be permitted to appear before the offices of the Commissioner at 9 o'clock A. M., on Thursday, December 13, 1906, and introduce such testimony as you desire relative to your child's enrollment as a citizen of the Cherokee Nation.

Respectfully,

JMH.

Commissioner.

Form No. 260.

THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.	Time Filed	Check
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SEND the following message subject to the terms
on back hereof, which are hereby agreed to.

Muskogee, I.T., January 1, 1907.

Louis Anshy,

Prague, I.T.

You are requested to appear before the Commissioner at once and testify relative to your child Catherine.

TAMM HIXBY,

O.T.C.R.

Commissioner.

READ THE NOTICE AND AGREEMENT ON BACK.

Cherokee F.R.D.

387

Muskogee, Indian Territory. January 23, 1907.

Lewis Arnsby,

Ballisaw, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 21, 1907, granting the application for the enrolment of your child, Catherine Arnsby, as a Cherokee Freedman.

You will be advised when the name of your child has been placed upon a schedule of citizens of the Cherokee Nation and approved by the Secretary of the Interior.

Respectfully,

B.R.O.
Enc. B.C. 102.

Commissioner.

Cherokee F.N.B.

307

Muskogee, Indian Territory. January 21, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 21, 1907, granting the application for the enrollment of Catherine Arnsby as a Cherokee Freedman.

Respectfully,

H.R.C.
Enc. B.C. 38

Commissioner.

Cherokee F. N. B. 387

W. W. HASTINGS,
ATTORNEY.

OFFICE OF

H. M. VANCE,
SECRETARY.

Attorney for the Cherokee Nation,

MUSKOGEE, I. T. January 23, 1907.

The Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of your
decision enrolling Catherine Arnsby as a Cherokee Freedman. Time
for protesting said decision is waived, and I consent that said
person may be placed upon the schedule immediately.

Respectfully,

W. W. Hastings

Attorney for the Cherokee Nation.

Cher. Fr M 388

Cher Fr M 388

388

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906

M *Lawrence A. Davis*

as a citizen of

CHEROKEE

Nation

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]

COMMISSIONER

RECEIVED

MAY 26 1906

41835
9707

7 1342

6658

388

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M *Lawrence A. Davis*

as a citizen of
CHEROKEE Nation

Approved _____ 190-

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

MAY 26 1906

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DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Lawrence A. Davis, born on the 25th day of August, 1905
(Here insert name of child)
Name of Father: M. H. Davis a citizen of the United States Nation.
Name of Mother: Annie Davis a citizen of the Cherokee Nation.
~~Place of birth of mother: Ark. Tenn~~ 73703
Postoffice: Centralia, Ind. Ter.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Annie Davis, on oath state that I am 21
years of age and a citizen by Birth of the Cherokee Nation;
that I am the lawful wife of M. H. Davis, who is a citizen, by
Birth of the United States Nation; that a male child was
(Male or Female)
born to me on 25th day of August, 1905; that said child has been named
Lawrence A. Davis, and was living March 4, 1906.

Annie Davis

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 25th day of May, 1906.

P. W. Bonfay

Notary Public

My Commission Ex. October 2, 1909

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Emerline Cope, a Mid-Wife, on oath state that I
attended on Annie Davis, wife of M. H. Davis;
on the 25th day of August, 1905; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named

Lawrence A. Davis

Emerline Cope
mark

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 25th day of May, 1906.

P. W. Bonfay

Notary Public.

YCC

773388

Sub NG-15-

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Lawrence A. Davis

As a citizen of
Cherokee Nation.

Approved FEB 5 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 17 1906

COMMISSIONER

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Lawrence A. Davis, born on the 25th day of August 1905
 [Here insert name of child]
 Name of Father: M. H. Davis a citizen of the United States
 Name of Mother: Annie Davis a citizen of the Cherokee Nation.
 Tribal enrollment of father: Tribal enrollment of mother: Freedmen 3703
 Postoffice: Centralia, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Annie Davis, on oath state that I am 21
 years of age and a citizen by adoption of the Cherokee Nation;
 that I am the lawful wife of M. H. Davis, who is a citizen, by
 of the United States; that a male child was
 [Male or Female]
 born to me on 25th day of August, 1905; that said child has been named
Lawrence A. Davis and was living March 4, 1906.

Annie Davis

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 3 day of August, 1906.My commission expires Oct 2 1909P. W. Bonfary
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Emerline Cope, a midwife, on oath state that I
 attended on Annie Davis, wife of M. H. Davis
 on the 25th day of August, 1905; that there was born to her on said date a male
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named Lawrence A. Davis.

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 3 day of August, 1906.My commission expires Oct 2 1909Emerline Cope
P. W. Bonfary
Notary Public.

CERTIFICATE OF RECORD.

UNITED STATES OF AMERICA,

INDIAN TERRITORY.

SS.

Northern District.

Chas. A. Dandson
I, ~~JAMES A. WINSTON~~, Clerk of the United States Court in the Northern District,

Indian Territory, do hereby certify that the instrument hereto attached was filed in my office
the 6 day of December 1904 at _____ M., and duly recorded
in Book C, Marriage Record, Page 426.

WITNESS my hand and seal of said Court at *Winita* ~~Muscogee~~, in said

Territory, this 2 day of January A. D. 1907

Chas. A. Dandson Clerk.

By *N. P. Johnson* Deputy.

FILED
JAN 25 1907

FILED

COMMISSIONER OF THE GENERAL LAND OFFICE, INDIAN TERRITORY

COMMISSIONER

7213388



MARRIAGE LICENSE.



UNITED STATES OF AMERICA,

INDIAN TERRITORY,

SS.

No. 500

Northern District.

TO ANY PERSON AUTHORIZED BY LAW TO SOLEMNIZE MARRIAGE, GREETING:

You are Hereby Commanded to Solemnize the Rite and publish the Banns of Matrimony between Mr. *Mark H. Davis*

of *Vinita*, in the Indian Territory, aged *25* years, and

Miss *Anna Bell Vann*

of *Vinita*, in the Indian Territory, aged *20* years,

according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at *Vinita*, Indian

Territory, this *17* day of *November*, A. D. *1904*

Seal

Chas. A. Davidson
Clerk of U. S. Court.

By *E. B. Davidson* Deputy.

CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,

INDIAN TERRITORY,

SS.

Northern District.

I, *Joseph Smith*

, a Minister of the Gospel,

DO HEREBY CERTIFY, that on the *23* day of *November*,

A. D. *1904*, I did duly and according to law as commanded in the foregoing License,

solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this *23* day of *November*, A. D. *1904*

My Credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book _____, Page _____

Joseph Smith
A Minister of the Gospel.

NOTE: This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00.)

Muskogee, Indian Territory, May 29, 1906.

Annie Davis,

Centralia, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Lawrence A. Davis, born August 25, 1905.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedmen
N.B. 388

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 6, 1906.

Annie Davis,

Centralia, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Lawrence A. Davis, as a Cherokee Freedmen, you are advised that the notary before whom the affidavit of the mid-wife, in attendance at the birth of said child, was executed is a witness to her signature by mark.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, all signatures by mark to be witnessed by two persons other than the notary before whom the affidavits are executed. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Encl. H.J.-15.
H.J.C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee freedmen

N.B. 388.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, November 23, 1906.

Annie Davis,

Centralia, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Lawrence E. Davis, as a Cherokee freedman, you are directed to forward to this office, at the earliest practicable date, either the original or a certified copy of the marriage license and certificate of yourself and the father of said child.

You are requested to return this letter with your reply.

Respectfully,



JMH.

Commissioner.

Let Me go

Cher Fr M 389

Cher Fr M 389

389

CHEROKEE FREEDMAN

199

. IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Lula Harlan

as a citizen of

Cherokee Nation.

B. E. H.
Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED
MAY 31 1906

Can't identify
Fouch - 92

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Lula Harlan, born on the 25 day of October, 1903
 (Here insert name of child)
 Name of Father: Clem Harlan a citizen of the Cherokee Nation.
 Name of Mother: Jennette Harlan a citizen of the Cherokee Nation.
 Tribal enrollment of father: Cherokee Tribal enrollment of mother: adoptive Cherokee
 3780 Postoffice: Melvin I. R., Tex.

AFFIDAVIT OF ~~NOTARY~~ Father,

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Clem Harlan, on oath state that I am 30
 years of age and a citizen by birth of the Cherokee Nation;
 that I am the lawful wife of _____ who is a citizen, by
_____ of the _____ Nation; that a female child was
 (Male or Female)
 born to me on 25 day of October, 1903; that said child has been named
Lula Harlan and was living March 4, 1906.

Clem Harlan

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 29 day of May, 1906.Robert A. Ross

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Susan Harlan, a midwife, on oath state that I
 attended on Jennette Harlan, wife of Clem Harlan
 on the 25 day of October, 1903; that there was born to her on said date a female
 (Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named
Lula Harlan

Susan Harlan
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 29 day of May, 1906.Robert A. Ross

Notary Public.

see
CHEROKEE FREEDMAN

... *77B 389*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Sula Martin

as a citizen of

Cherokee Nation.

Best
Approved... JAN 14 1907 ... 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 17 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1904.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Lula Harlin born on the 25th day of October /1903..
[Here insert name of child]
Name of Father: Clem Harlin a citizen of the Cherokee Nation.
Name of Mother: Jeannette Harlin a citizen of the United States ~~xxx~~ Nation.
Tribal enrollment of father: Freedmen 280 Tribal enrollment of mother:
Postoffice: Melvin, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Jeannette Harlin on oath state that I am
years of age and a citizen by of the United States ~~xxx~~ Mon;
that I am the lawful wife of Clem Harlin who is a citizen, by
adoption of the Cherokee Nation; that a female child was
[Male or Female]
born to me on 25th day of October 1. 1903; that said child has been named
Lula Harlin
and was living March 4, 1906.

Jeannette Harlin

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 21 day of July 1906.

Robert A. Ross

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Ellen Roberts on oath state that I
attended on Jeannette Harlin wife of Clem Harlin
on the 25th day of October 1. 1903; that there was born to her on said date a female child;
[Male or Female]
that said child was living March 4, 1906, and is said to have been named Lula Harlin

her
Ellen Roberts
mat

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 21 day of July 1906.

Robert A. Ross

Notary Public.

William J. Smith
Who is a certified
Fellow and a member of the
of the Union of the
Matthew J. Smith
Ordained Minister of the Gospel
November 23 / 1846

According to the
Statement of Rev. J. Smith
Benjamin J. Smith
Charles J. Smith
and J. Smith
and J. Smith

November 23 / 1846

Rev. J. Smith

William J. Smith
Benjamin J. Smith
Charles J. Smith

COMMUNICATIONS	
No.	Received
DEC 17 1906	

FILED

24 1906

Department of the Interior,
Commission to the Five Civilized Tribes,
Fort Gibson, I.T., April 4, 1901.

In the matter of the application of Glen Harlin for the enrollment of himself and one child as Cherokee Freedmen.
Glen Harlin, being duly sworn and examined by Commissioner Needles, testified as follows:

- Q What is your name? A Glen Harlin.
Q How old are you? A 25 years old.
Q What is your post office address? A Melvin.
Q What district do you live in? A Tahlequah district.
Q Have you been recognized as a Freedman by the Cherokee Nation?
A Yes, sir.
Q Did you ever apply to be enrolled in any other nation or tribe?
A No, sir.
Q Do you want to be enrolled as a Cherokee Freedman? A Yes, sir.
Q Who do you want to enroll besides yourself? A Just me and my child.
Q What is the child's name? A Mitchell.
Q How old is he? A 11 months old.
Q Are you married? A Yes, sir.
Q What is your wife's name? A Jennette Shields.
Q Is she a Cherokee Freedman? A No, sir, she is a non citizen.
Q What is your father's name? A Bass Harlin.
Q Is he living? A Yes, sir.
Q What is your mother's name? A Violet Harlin.
Q Is she living? A No, sir, she is dead.
Q Have you any certificate of marriage? A No, sir.
Q Where were you married? A Married up here on 14 mile Creek.
Q Who married you? A Al Smith.
Q Is he living? A Yes, sir.
Q Is he a preacher? A Yes, sir.
The 1880 authenticated roll of Cherokee Freedmen examined, and the name of the applicant identified thereon, page 748, No. 1019, Tahlequah district.
The 1896 census roll of Cherokee Freedmen examined and the applicant identified thereon, page 1511, No. 811, Tahlequah district.
Q Was your father a slave? A Yes, sir.
Q Do you know he belonged to? A No, sir.
Q Have you always lived in the Cherokee Nation? A Yes, sir.
Q Are you living in the Cherokee Nation now? A Yes, sir.
Q Is this child Mitchell living? A Yes, sir.

Commissioner Needles: The name of Glen Harlin is found upon the authenticated roll of 1880, as well as the census roll of 1896. He avers that he was married to Jennette Shields, a non citizen, but presents no satisfactory proof of marriage. He avers that as the result of said marriage he has one child named Mitchell, 11 months old, whose name is not on the roll of 1896, having been too young. He presents no proof of birth of said child. He is duly identified and makes satisfactory proof of residence, consequently Glen Harlin and his child Mitchell will be listed for enrollment as Cherokee Freedmen. In order to complete the enrollment of his child Mitchell, it will be necessary to file with this Commission certificates of birth, and also proof of marriage.

POOR ORIGINAL -
BEST AVAILABLE COPY

G.H.- 2.

Bruce C. Jones, being duly sworn, says that as stenographer to the Commission to the Five Civilized Tribes he correctly recorded the proceedings and testimony in the above case, and the foregoing is a true and complete transcript of his stenographic notes thereof.

Bruce C. Jones

Sworn to and subscribed before me this the 4th of April, 1901.

[Signature]

Commissioner.

POOR ORIGINAL -
BEST AVAILABLE COPY

A *if 92*

DEPARTMENT OF JUSTICE
COMMISSION TO THE
FILED
APR 4 1901

[Signature]
ACTING CHAIRMAN

[Circular Stamp]
[Circular Stamp]
[Circular Stamp]

Cherokee
N. B. 2708.

Muskogee, Indian Territory, June 4, 1906.

Clem Harlan,

Melvin, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Lula Harlan, born October 25, 1903.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedmen
N.F. 389

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 12, 1906.

Clem Harlin,

Melvin, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Lula Harlin, it is noted that you execute an affidavit as to said child's birth. You are advised that if the mother of said child is living it will be necessary for her to execute an affidavit as to the birth of said child. If she is not living you are requested to execute the enclosed blank form of birth affidavit, giving the date of your said wife's death. This matter should receive your immediate attention. You are requested to return this letter with your reply.

Respectfully,

Encl. H.J.-40.
H. J. C.

Commissioner.

Cherokee Freedman
N.B.389

Muskogee, Indian Territory, December 5, 1906.

Clem Harlin,
Melvin, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Lula Harlin, as a freedman citizen of the Cherokee Nation, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Acting Commissioner.

MMP

Cher Fr M 390

Cher Fr M 390

fcc
CHEROKEE FREEDMAN

390

1021

189
IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Luther Harris

as a citizen of

Cherokee

Nation.

667
Approved JAN 1 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

Commissioner

RECEIVED

JUN 18 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Luther Harris ^{13th} born on the 14th day of May 1904.
[Here insert name of child]
Name of Father: Silus Harris a citizen of the United States Nation.
Name of Mother: Lucy Harris a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Cherokee 73337
Postoffice: Colagah I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Lucy Harris, on oath state that I am 24 years of age and a citizen by Freedman of the Cherokee Nation; that I am the lawful wife of Silus Harris, who is a citizen, by of the United States Nation; that a male child was born to me on 13th day of May 1904; that said child has been named Luther Harris, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 15th day of June 1906.

My commission expires Dec 31st 1908

John E. Pindlem
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Rhoda Rogers mid wife, on oath state that I attended on Lucy Harris, wife of Silus Harris, on the 13th day of May 1904; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Luther Harris.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 15th day of June 1906.

My Commission Expires
Dec 31 1908

John E. Pindlem
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
Tahlequah, I. T., August 15, 1904.

In the matter of the application of Rab Rogers for the enrollment of himself, his wife, Rhoda, and his children, Lucy, Isaac, Grace and Margaret Rogers, as Cherokee freedmen, Cherokee F-1021.

SUPPLEMENTAL TESTIMONY.

LUCY HARRIS, being sworn and examined by the Commission, testified as follows:

- Q What is your name? A Lucy Harris.
Q How old are you? A 22.
Q What is your postoffice? A Talala.
Q Are you a Cherokee freedman? A Yes sir.
Q Under what name were you enrolled? A Rogers.
Q Is your father named Rab Rogers and your mother named Rhoda Rogers? A Yes sir.
Q Have you married since you were enrolled? A Yes sir.
Q When were you married? A Last November.
Q November, 1903? A Yes sir.
Q Who were you married to? A fellow by the name of Silas Harris.
Q He is not a citizen, is he? A No sir.

I, May Hudson, state upon oath that as stenographer to the Commission to the Five Civilized Tribes I correctly recorded the testimony in this case and that the foregoing is a true and complete transcript of my stenographic notes thereof.

May Hudson.

Subscribed and sworn to before me this 19 day of August, 1904.

Samuel Foreman,
Notary Public.

Cherokee F
N. B. 390

Muskogee, Indian Territory, June 21, 1906.

Lucy Harris,
Golagah, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Luther Harris, born May 13, 1904.

Respectfully,

Commissioner.

MMP

Cher Fr M 391

Cher Fr M 391

391
CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 30, 1906.

Jessie Liggins
as a citizen of
Cherokee Nation.

Approved. JAN. 11 1907. 190...

Commissioner.

R6B

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 18 1906

Card F. 949

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,
of Jessie Liggins born on the 1 day of April, 1904
[Here insert name of child]
Name of Father: Felix Liggins a citizen of the U.S. Nation
Name of Mother: Jennetta Vann a citizen of the CHEROKEE Nation
Tribal enrollment of father: Tribal enrollment of mother: 2296
Postoffice: Elliott, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Jennetta Vann, on oath state that I am 39
years of age and a citizen by Freedom of the CHEROKEE Nation;
that I am the lawful wife of Felix Liggins, who is a citizen, by
of the U.S. Nation; that a female child was
born to me on 1 day of April, 1904; that said child has been named
Jessie Liggins and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 18 day of June, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
..... District.

I,, a, on oath state that I
attended on, wife of,
on the day of; that there was born to her on said date a
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this day of 1906.

Notary Public.

199

2713391

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....
as a citizen of

..... Nation.

Approved..... 190...

.....
Commissioner.
.....

Doc 70-1

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

freedman

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,

ofJessie Liggins....., born on the .1.....day of .April.....1904.
[Here insert name of child]

Name of Father:.....Felix Liggins.....a citizen of the.....U. S.

Name of Mother:.....Jennetta Vann.....a citizen of the.....Cherokee.....Nation.

Tribal enrollment of father.....Tribal enrollment of mother...F. 2296.....

Postoffice.....Elliott, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....District. }

I, on oath state that I am.....
years of age and a citizen by.....of the.....Nation;
that I am the lawful wife of....., who is a citizen, by
.....of the.....Nation; that achild was
[Male or Female]
born to me on.....day of.....; that said child has been named
.....and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....day of.....1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....District. }

I, a....., on oath state that I
attended on ...Jennetta Vann, ...unlawful ...wife of....Felix Liggins.....
on the ...1.....day of...April.....1904.; that there was born to her on said date a...female....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named..Jessie Liggins.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....day of.....1906.

Notary Public.

United States of America }
 Indian Territory } S.S.
 Northern District }

Be it remembered that on this day came before me the undersigned, a Notary Public within and for the Northern District of the Indian Territory aforesaid duly Commissioned and acting as such. Came Maria Rider of Lawful age who bring by me first duly sworn States that she is a Citizen of Cherokee Nation Indian Territory, and is Identified on the Cherokee Freedmen Roll of 1880. That she is well acquainted with Jennetta Vann (nee Rider) having known her ever since she (Jennetta Vann) was born, and partly Raised her. and further says that she knows that Jennetta Vann has the abovd named child Fessie Liggins, ever since it was three weeks old. That when she left here and went to the Town of Hagoner she Jennetta Vann (nee Rider) was nearly in the last stage of pregnancy, and when she came back ^{here} the child was about three ~~at~~ weeks old. and ever since the child have been old enough to walk and have weaned, I have had the care of the child that is I and my daughter

Hannah Keys

Mary B. Mark

Fessie L. Mark

Lillie Mark

her

Maria X Rider

Mark

Sworn to before me this 28th day of Dec 1906

Henry Rider

My Comm. Expires Apr. 7th 1909

Notary Public

United States of America
Indian Territory
Northern District

Be it remembered that on this day came before me, the undersigned, a Notary Public within and for the Northern District Indian Territory aforesaid, duly commissioned and acting as such ^{being} came Hannah Keys, of lawful age who by me first duly sworn. States that she is a citizen of the Cherokee Nation Indian Territory and is identified on the Cherokee Freedmen Roll of 1880, and have always known Jennetta Vann (nee Rider) ever since ^{she} was born, and that she knows that Jennetta Vann (nee Rider) has one child born to her on ~~April~~ ^{the} 1st day of April 1904 married Jessie Higgins, having known the above child ever since it was three weeks old, and ever since it was one year old, it has been in my custody, and is living, and in my care

Hannah Keys

Subscribed and Sworn to before me this 28th day of Dec. 1906

Henry Rider
Notary Public

My Commission Expires April 7th 1909

United States of America,
Indian Territory } S.S.
Northern District

Be it remembered that on this day came before me, the undersigned, a Notary Public within and for the Northern District aforesaid, duly Commissioned and acting as such. Came Jennetta Vann (nee Rider) of lawful age, who being by me, first duly sworn, states that she is a citizen of the Cherokee Nation and is identified on the Cherokee Freedmen Roll of 1880 and that there ^{were} born to her in the Town of Hagoner, I.T. a female child, on the 1st day of April 1904, that said child is named Jessie Liggins. That said child's father is Felix Liggins. That I am now sick in bed and I am unable to find the midwife, that attended on me at the time of the birth of the above child. Said child was living March 4th 1904 and is still living and at Hagoner, I.T. Witness to mark

Carl Ryder
Lila Ryder

} Jennetta ^{nee} Vann
mark

Sworn to before this 28th day of Dec. 1904
Henry Rider
Notary Public

My Commission Expires April 7th 1907

Cherokee P.
N. B. 391

Muskogee, Indian Territory, June 21, 1906.

Jennette Vann,
Elliott, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Jessie Liggins, born April 1, 1904.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee Freed.
N. D. 391.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, December 8, 1906.

Jennetta Vann,
Elliott, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Jessie Liggins, as a freedman citizen of the Cherokee Nation, you are advised that before the enrollment of said child is complete it will be necessary that you furnish the affidavit of the midwife or physician who attended you at the birth of said child.

There is enclosed herewith a blank form of birth affidavit which you are requested to have properly executed, and return to this office at the earliest practicable date.

You are requested to return this letter with the affidavit.

Respectfully,

Geo. H. Rodgers
Acting Commissioner

Encl. W-1.
S.W.

Elliott, I.T. Dec. 28, 1906.

Hon Com. to Five Civilized Tribes.

Enrolling Div.

Muskogee, I.T.

Dear Sir:

Your favor of Dec. 8, in regard to the enrolling my child Jessie Lizzins as a Cherokee Freedman, is received and in reply will say that I am sick in bed and unable to find the Mid wife that attended on me at the time, as she having moved away. Before I taken down sick. I Tried I tries to find her but I could not because she and moved away She was living at Wagoner I.T. Where my child was Born. I enclose herewith an affidavit of myself sworn to, two other affidavits, and hops it they will prove satisfactory, and will be sufficient to enroll the the child.

Very Respectfully,

Jennetta Vann.

Cherokee Freedmen
N E 391

Muskogee, Indian Territory, April 10, 1907

Henry Rider,

Lenapah, Indian Territory.

Dear Sir:

This office is in receipt of your letter of April 4, referring to this office's letter of March 29, 1907, addressed to Hannah Keys, and relative to the enrollment of Jessie Liggins, child of Jennetta Vann.

In reply you are advised that from the letter of Mrs. Keys to this office, it was understood that the child referred to was born on December 31, 1906, consequently she was advised that there is no authority of law for the enrollment of said child.

You are further advised the records of this office show that application was received for the enrollment of Jessie Liggins as a minor citizen of the Cherokee Nation, on July 2, 1906, and that said child has been duly enrolled, her name appearing opposite No. 494 on a schedule of Cherokee freedmen approved by the Secretary of the Interior February 28, 1907.

Respectfully,

L M R

Acting Commissioner



Cher Fr M 392

Cher Fr M 392

CHEROKEE FREEDMAN
199

392

Final 921

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved April 26, 1906

Ralph C. Mundis
as a citizen of

Cherokee

Nation

Approved 190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 8 - 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation
of Ralph C. Mundis, born on the 12th day of September 1904
(Here insert name of child)
Name of Father: J. C. Mundis, a citizen of the U. S. Nation
Name of Mother: Sarah Mundis, a citizen of the Cherokee Nation.
Tribal enrollment of father none Tribal enrollment of mother Cherokee 32476
Postoffice Coffey, Kans. - E. 8th St.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Sarah Mundis, on oath state that I am 33
years of age and a citizen by blood of the Cherokee Nation,
that I am the lawful wife of J. C. Mundis, who is a citizen, by
of the U. S. Nation; that a male child was
(Male or Female)
born to me on the 12th day of September, 1904; that said child has been named
Ralph C. Mundis and was living March 4, 1906.

Sarah Mundis

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this 29th day of May, 1906.

my commission expires 5/11/1910. Vernon M. Costill
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Anna Wright, a midwife, on oath state that I
attended on Sarah Mundis, wife of J. C. Mundis
on the 12th day of September, 1904; that there was born to her on said date a male
(Male or female)
child; that said child was living March 4, 1906, and is said to have been named Ralph C.

Mundis

Anna Wright

WITNESSES TO MARK:

Must be Two
Witnesses

Vernon M. Costill mark
E. B. Lawson

Subscribed and sworn to before me this 29th day of May, 1906.

my commission expires 5/11/1910. Vernon M. Costill
Notary Public.

CHEROKEE FREEDMAN

100 718 392

Arch HJ-9

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Ralph C. Munch

as a citizen of

Cherokee Nation.

Approved JAN 14 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 25 1906

COMMISSIONER

RECEIVED

JUL 21 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Ralph C. Mundis, born on the 12th day of September, 1904
(Here insert name of child)
Name of Father: J. C. Mundis a citizen of the United States Nation.
Name of Mother: Sarah Mundis a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Freedmen 2226
Postoffice: East Eighth Street, Coffeyville, Kansas.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
District.

I, Sarah Mundis, on oath state that I am 33
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of J. C. Mundis, who is a citizen, by
of the United States Nation; that a male child was
(Male or Female)
born to me on 12th day of September, 1904, that said child has been named
Ralph C. Mundis, and was living March 4, 1906.

Sarah Mundis

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 20th day of July, 1906.

my com Exp May 11th 1910 *Vernon M. Costill*
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
District.

I, Ann Wright, a mid-wife, on oath state that I
attended on Sarah Mundis wife of J. C. Mundis
on the 12th day of September, 1904; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Ralph C. Mundis.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 20th day of July, 1906.

my com Exp May 11th 1910 *Vernon M. Costill*
Notary Public.

On release
N.B. 2816

Muskogee, Indian Territory, June 5, 1906

Sarah Mundis,
East Eighth Street,
Coffeyville, Kansas.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Ralph C. Mundis, born September 12, 1904.

Respectfully,

LMB

Commissioner

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedmen
N.B. 392

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 7, 1906.

Sarah Mundis,
East Eighth Street,
Coffeyville, Kansas.

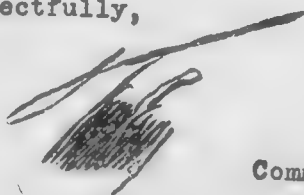
Dear Madam:

In connection with the application for the enrollment of your child, Ralph C. Mundis, as a Cherokee Freedmen, you are advised that the notary before whom the affidavit of the mid-wife, who attended you at the birth of said child, was executed is a witness to her signature by mark.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, all signatures by mark to be witnessed by two persons other than the notary before whom the affidavit is executed. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,



Commissioner.

Encl. H.J.-9.
H.J.C.



Cher Fr M 393

Cher Fr M 393

See 393
CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

William A. Foreman

as a citizen of

Cherokee

Nation.

CS
Approved JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 5 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 2 - 1906

459

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Lillian A. Foreman, born on the 2 day of April, 1903
(Here insert name of child)
Name of Father: Abel Foreman a citizen of the Cherokee Nation.
Name of Mother: Lizzie Foreman a citizen of the By marriage Nation.
Tribal enrollment of father: Cherokee Tribal enrollment of mother: Non Citizen
Postoffice: Biggs Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lizzie Foreman, on oath state that I am 39
years of age and a citizen by marriage of the Cherokee Nation;
that I am the lawful wife of Abel Foreman, who is a citizen, by
Adoption of the Cherokee Nation; that a Female child was
(Male or Female)
born to me on 2 day of April, 1903; that said child has been named
Lillian A. Foreman and was living March 4, 1906.

Lizzie Foreman
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

T. D. Sanders
Luther Hopkins

Subscribed and sworn to before me this 16 day of June, 1906.

Edward M. Linn
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Oma Fields, a Mid-wife, on oath state that I
attended on Lizzie Foreman, wife of Abel Foreman
on the 2 day of April, 1903; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Lillian
A. Foreman.

Oma Fields
her T. Fields
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

T. D. Sanders
Luther Hopkins

Subscribed and sworn to before me this 16 day of June, 1906.

Edward M. Linn
Notary Public.

Briggs Sta 9 4 5

December 24th 1896

this the greatest the
dead salmon in
Range of water more
occure.

Lizzie Starkford
the for man the
at day of Dec 1896

Residence of William
William

Dear Mr. Starkford

Yours Truly
T.H. Ward

Cherokee F.
F. B. 398.

Muskogee, Indian Territory, July 10, 1906.

Abe Foreman,

Braggs, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Lillian A. Foreman, as a Cherokee freedman, you are directed to forward to this office by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freeman
B.B. 393

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 21, 1906.

Abe Foreman,

Braggs, Indian Territory.

Dear Sir:

In reply to your letter of July 12, 1906, you are requested to procure and forward to this office, a certificate of marriage by the minister who officiated at the marriage of yourself and wife Lizzie Foreman.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.


Commissioner.

Cherokee Freedman
N.B. 393.

Muskogee, Indian Territory, August 29, 1906.

A. B. Cunningham,
Executive Secretary of the Cherokee Nation,
Tahlequah, Indian Territory.

Dear Sir:

It is requested that you examine the marriage records of Illinois District in your possession, and ascertain whether or not there is a record of the marriage of Abe Foreman and Lizzie Shaskford, alleged to have been solemnized by T. H. Ford, a minister of the gospel on December 24, 1896. Abe Foreman is a Cherokee freedman and his wife is a non-citizen of the Cherokee Nation.

In the event you find a record of their marriage, it is requested that you forward to this office a certified copy of the same.

Respectfully,

M.A.

Acting Commissioner.

(COPY)

Tablequah Indian Territory

August, 31, 1906.

Commissioner to the Five Tribes,
Muskogee, Indian Territory.

Sir:-

Replying to your letter of the 29th inst, Cherokee Freedman N.B.
393 You are advised that I have had the Marriage Record of
Illinois District carefully examined and failed to find any record
of the Marriage of Abe Foreman and Lizzie Shackford, alleged to
have been solemnized December 24, 1896.

Respectfully,

A. B. Cunningham
Executive Secretary.

Cher Fr M 394

Cher Fr M 394

JCC
CHEROKEE FREEDMAN

394

F 691

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1900.

Dwight Porter

as a citizen of

Cherokee Nation.

CEX
Approved. JAN. 14 1907 190...


Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 2 1906


Commissioner.

RECEIVED
MAY 31 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Dewey Porter born on the 1 day of March 1903
(Here insert name of child)
Name of Father: Sam Porter a citizen of the Cherokee Nation.
Name of Mother: Charlotte Porter a citizen of the Cherokee Nation.
Tribal enrollment of father: Adopted Citizen Cherokee Tribal enrollment of mother: Cherokee 1721
Postoffice: Melvin, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Charlotte Porter, on oath state that I am 42
years of age and a citizen by birth of the Cherokee Nation;
that I am the lawful wife of Sam Porter, who is a citizen, by
Adoption of the Cherokee Nation; that a male child was
(Male or Female)
born to me on 1st day of March 1903; that said child has been named
Dewey Porter and was living March 4, 1906.

Charlotte Porter

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 29 day of May 1906.

Robert A. Ross

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Susan Harlan, a midwife, on oath state that I
attended on Charlotte Porter, wife of Sam Porter
on the 1st day of March 1903; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named

Dewey Porter

Susan Harlan
her mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Fannie Paris
Clara Harlan

Subscribed and sworn to before me this 29 day of May 1906.

Robert A. Ross

Notary Public.

cc
CHEROKEE FREEDMAN

394

Final 691

100

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Violet Porter

as a citizen of

Cherokee Nation.

683
Approved JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED
MAY 31 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Violet-Porter (Here insert name of child), born on the 26 day of December, 1905.
Name of Father: Sam Porter a citizen of the Cherokee Nation.
Name of Mother: Charlotte Porter a citizen of the Cherokee Nation.
Tribal enrollment of father: Adopted Cherokee Tribal enrollment of mother: Cherokee 1721
Postoffice: Melvin Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Charlotte Porter, on oath state that I am 42 years of age and a citizen by birth of the Cherokee Nation; that I am the lawful wife of Sam Porter, who is a citizen, by adoption of the Cherokee Nation; that a female child was born to me on 26 day of December, 1905; that said child has been named Violet-Porter and was living March 4, 1906.

Charlotte Porter

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 29 day of May, 1906.

Robert A. Ross

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Presilla Sander, a midwife, on oath state that I attended on Charlotte Porter, wife of Sam Porter, on the 26 day of December, 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Violet-Porter.

Violet-Porter

Presilla Sander
her mark

WITNESSES TO MARK:

[Must be Two Witnesses]

Tannerie Paris
Calvin Harlin

Subscribed and sworn to before me this 29 day of May, 1906.

Robert A. Ross

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
CHEROKEE LAND OFFICE,
Tahlequah, I. T. September 14, 1904.

In the matter of the application of Charlotte Brewer
for the enrollment of herself and daughter Rose B. Brewer as Cherokee
Freedmen.

SUPPLEMENTAL TESTIMONY:

Charlotte Porter, being duly sworn, testified as follows.

- Q What is your name? A Charlotte Porter.
Q How old are you? A I was born in 1865 and think I am about 37 years old.
Q What is your postoffice? A Melvin.
Q Are you a Cherokee Freedman? A Yes sir.
Q Have you married since you were enrolled? A Yes sir.
Q What is the name of your husband? A Samuel Porter.
Q Is he a Freedman? A No sir.
Q When were you and he married? A Two years ago. 1902.
Q What month and day? A

There is offered evidence of marriage license issued by the
clerk of the United States Court Indian Territory, Northern
District on May 19, 1902, authorizing the marriage of Samuel
Porter and Charlotte Brewer, also certificate attached thereto
signed by C. H. Wilson, a minister of the Gospel, certifying
that he united in matrimony the persons named in said license
on the 19 day of May, 1902.

- Q Are you and Samuel Porter living together now? A Yes sir.

Clinton W. Myers, being duly sworn, states that as stenog-
rapher to the Commission to the Five Civilized Tribes, that the
correctly recorded the supplemental testimony in this case and that
the foregoing is a true and complete transcript of his stenographic
notes taken therein.

Clinton W. Myers

Subscribed and sworn to before me
this 15 day of September, 1904.

J. L. Delquist
Notary Public.

Cherokee
N. B. 2738

Muskogee, Indian Territory, June 8, 1906.

Charlotte Porter,

Melvin, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation
of Violet Porter, born December 26, 1905, and Dewy Porter,
born March 1, 1903.

Respectfully,

Commissioner.

LMC

Cher Fr M 395

Cher Fr M 395

395

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Charlotte Carter

as a citizen of

Cherokee

Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
Commissioner

RECEIVED

MAY 31 1906

314

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DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Charlotte Paris, born on the 27 day of September, 1905.
(Here insert name of child)
Name of Father: Dave Paris a citizen of the Cherokee Nation.
Name of Mother: Fannie Paris a citizen of the Cherokee Nation.
Tribal enrollment of father Cherokee 71186 Tribal enrollment of mother Cherokee 71187
Postoffice Melvin Ind, Ok.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Fannie Paris, on oath state that I am 24
years of age and a citizen by birth of the Cherokee Nation;
that I am the lawful wife of Dave Paris, who is a citizen, by
birth of the Cherokee Nation; that a female child was
(Male or Female)
born to me on 27 day of September, 1905; that said child has been named
Charlotte Paris and was living March 4, 1906.

Fannie Paris

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 29 day of May, 1906.

Robert A. Ross

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Charlotte Porter, a midwife, on oath state that I
attended on Fannie Paris, wife of Dave Paris,
on the 27 day of September, 1905; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Charlotte Paris.

Charlotte Porter

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 29 day of May, 1906.

Robert A. Ross

Notary Public.

See
CHEROKEE FREEDMAN

7MB 395

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Charlotte Parris.....

as a citizen of

Cherokee Nation.

6.6.07
Approved. JAN. 14 1907..... 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 17 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 25 1906

467

Inst. MA 6-11

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,
ofCharlotte Parris....., born on the 27.....day ofSeptember.....1905.
(Here insert name of child)
Name of Father:.....David Parris.....a citizen of the.....Cherokee.....Nation.
Name of Mother:.....Fannie Parris.....a citizen of the.....Cherokee.....Nation.
Tribal enrollment of father.....Freedman 1186.....Tribal enrollment of mother.....Freedman 1187.....
Postoffice.....Melvin, I. T......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I,Fannie Parris....., on oath state that I am.....twenty four.....
years of age and a citizen by.....adoption....., of the.....Cherokee.....Nation;
that I am the lawful wife of.....David Parris....., who is a citizen, by
.....adoption....., of the.....Cherokee.....Nation; that a.....female.....child was
(Male or Female)
born to me on.....27.....day of.....September.....1905; that said child has been named
Charlotte Parris.....and was living March 4, 1906,

Fannie Parris

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....21.....day of.....July.....1906.

Robert G. Ross

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I,Charlotte Porter....., a.....midwife....., on oath state that I
attended on.....Fannie Parris....., wife of.....David Parris.....
on the.....27.....day of.....September.....1905; that there was born to her on said date a.....female.....
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named.....
Charlotte Parris.....

Charlotte Porter

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....21.....day of.....July.....1906.

Robert G. Ross

Notary Public.

Cherokee
N. B. 2740

Maskogee, Indian Territory, June 3, 1906.

Fannie Paris,

Helvin, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Charlotte Parris, born September 27, 1905.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedman
N.B. 395.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 6, 1906.

Fannie Parris,

Melvin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Charlotte Parris, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled citizen of the Cherokee Nation under the name of Fannie Parris. You sign your name in the affidavit as to birth of said child as Fannie Paris.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the same as Fannie Parris. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Encl. M.A.6-11.

Commissioner.

Cher Fr M 396

Cher Fr M 396

Cannot identify application
20

Fr. N-B. 396
IN RE

Application for Enrollment of

INFANT CHILD

Henry Rogers
as a citizen of
the Cherokee Nation.

Approved 190

.....
Commissioner.

Rec'd 1. 5-00

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Henry Rogers, born on the 11th day of July, 1902
(Here insert name of child)
 Name of Father: Daniel Rogers a citizen of the Cherokee Nation.
 Name of Mother: Ella Rogers a citizen of the Cherokee Nation.
 Post-office Coast Grove I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,

Northern INDIAN TERRITORY, District.

I, Ella Rogers, on oath state that I am 20
 years of age and a citizen, by adoption of the Cherokee Nation;
 that I am the lawful wife of Daniel Rogers, who is a citizen, by
adoption, of the Cherokee Nation; that a male child was
(Male or female)
 born to me on 11th day of July, 1902; that said child has been named
Henry Rogers, and is now living.

WITNESSES TO MARK:

Ella Rogers

Must be Two
 Witnesses.

St. Morgan
Sam Jones

Subscribed and sworn to before me this 28 day of September, 1904.

C. M. Roberts
My commission expires 4/30/07

NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA,

Northern INDIAN TERRITORY, District.

I, Nancy Jones, a mid-wife, on oath state that I at-
 tended on Mrs. Ella Rogers, wife of Daniel Rogers
 on the 11th day of July, 1902; that there was born to her on said
 date a male child; that said child is now living and is said to have been named
Henry Rogers
(MALE OR FEMALE)

WITNESSES TO MARK:

Nancy Jones

Must be Two
 Witnesses.

St. Morgan
Sam Jones

Subscribed and sworn to before me this 28 day of September, 1904.

C. M. Roberts
My commission expires 4/30/07

NOTARY PUBLIC.

for

396

CHEROKEE FREEDMAN

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IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Iida Myrtle Rogers

as a citizen of

Cherokee Nation.

CSN

Approved: JAN 14 1907 190

[Signature]

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 18 1906

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Ida Myrtle Rogers born on the 24 day of July 1904
(Here insert name of child)
 Name of father: Daniel Rogers ^{Freeman} a citizen of the Cherokee Nation.
 Name of mother: Ella Rogers ^{Freeman} a citizen of the Cherokee Nation.
 Tribal enrollment of father Cherokee Freeman 1783 Tribal enrollment of
 mother Cherokee Freeman 3026
 Postoffice Logan Grove S.C.
 AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Ella Rogers on oath state that I am 22
 years of age and a citizen by Adoption of the Cherokee Nation;
 that I am the lawful wife of Daniel Rogers who is a citizen, by
Adoption of the Cherokee Nation; that a Female child was
(Male or Female)
 born to me on 24 day of July 1904; that said child has been
 named Ida Myrtle Rogers, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 16 day of June 1906.

W. B. Samuel
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Rose Rogers a Midwife, on oath state that I
 attended on Ella Rogers wife of Daniel Rogers
 on the 24 day of July 1904; that there was born to her on said
 date a Female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Ida Myrtle Rogers

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 16 day of June 1906.

W. B. Samuel
 Notary Public.

396
CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

George Rogers

as a citizen of

Cherokee Nation.

Approved 190.....

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 18 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of George Rogers born on the 8 day of Feb 1905
(Here insert name of child)
 Name of father: Daniel Rogers Free man a citizen of the Cherokee Nation.
 Name of mother: Ella Rogers Free woman a citizen of the Cherokee Nation.
 Tribal enrollment of father: Cherokee Freedman 2792 Tribal enrollment of
 mother: Cherokee Freedman 3025
 Postoffice: Locust Grove, Ga.

AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Ella Rogers, on oath state that I am 27
 years of age and a citizen by Adoption of the Cherokee Nation;
 that I am the lawful wife of Daniel Rogers who is a citizen, by
Adoption of the Cherokee Nation; that a Male child was
(Male or Female)
 born to me on 8th day of Feb 1905; that said child has been
 named George Rogers, and was living March 4, 1906.

Ella Rogers

WITNESSES TO MARK:

[Must be Two
 Witnesses.]

Subscribed and sworn to before me this 16th day of June 1906.

W. H. Williams
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Rose Rogers a midwife, on oath state that I
 attended on Ella Rogers wife of Daniel Rogers
 on the 8th day of Feb 1905; that there was born to her on said
 date a Male child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named George Rogers

Rose Rogers

WITNESSES TO MARK:

[Must be Two
 Witnesses.]

Subscribed and sworn to before me this 16th day of June 1906.

W. H. Williams
 Notary Public.

478
CHEROKEE FREEDMAN

199

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P 11
12 15

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M

Henry Rogers

as a citizen of

Cherokee

Nation

Approved

JAN 14 1906

190

Commissioner.

COMMISSIONER TO THE CHIEF CIVILIAN

FILED

JUL 6 1906

RECEIVED

JUL 3 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Henry Rogers, born on the 11 day of July 1902
(Here insert name of child)
Name of Father: Daniel Rogers a citizen of the Cherokee Nation.
Name of Mother: Ella Rogers a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee Freedman 2293 Tribal enrollment of mother: Cherokee Freedman 3025
Postoffice: Locust Grove I.T.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Ella Rogers, on oath state that I am 22
years of age and a citizen by Cherokee Freedman of the Cherokee Nation;
that I am the lawful wife of Daniel Rogers, who is a citizen, by
Cherokee Freedman of the Cherokee Nation; that a male child was
(Male or Female)
born to me on 11 day of July 1902; that said child has been named
Henry Rogers, and was living March 4, 1906.
Ella Rogers

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 2 day of July 1906.

my commission
Ex Pense Dec. 7-1906

B. D. Peterson

Notary Pu

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Nancy Jones, a M-W, on oath state that I
attended on Ella Rogers, wife of Daniel Rogers
on the 11 day of July 1902; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named

Henry Rogers

Nancy Jones

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 2 day of July 1906.

my commission
Ex Pense Dec. 7-1906

B. D. Peterson

Notary Public.

CHEROKEE FREEDMAN

for 7748396

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

George Rogers

as a citizen of

Cherokee Nation.

6876
Approved... JAN 14 1907... 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 1 1906

[Signature]
Commissioner

RECEIVED

JUL 23 1906

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DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of George Rogers, born on the 8th day of February 1906
(Here insert name of child)
 Name of Father: Daniel Rogers a citizen of the Cherokee Nation.
 Name of Mother: Ella Rogers a citizen of the Cherokee Nation.
 Tribal enrollment of father: Freedmen 2733 Tribal enrollment of mother: Freedmen 3025
 Postoffice: Locust Grove, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

District.

I, Ella Rogers, on oath state that I am 22
 years of age and a citizen by adoption of the Cherokee Nation;
 that I am the lawful wife of Daniel Rogers, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
(Male or Female)
 born to me on 8th day of February 1906; that said child has been named
George Rogers and was living March 4, 1906.

Ella R. Rogers

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of July 1906.

W. R. Samuel
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

District.

I, Rae Rogers, a midwife, on oath state that I
 attended on Ella Rogers, wife of Daniel Rogers
 on the 8th day of February 1906; that there was born to her on said date a male
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named George Rogers.

Rae M. Rogers

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 21st day of July 1906.

W. R. Samuel
 Notary Public.

MARRIAGE LICENSE.

United States of America, }
INDIAN TERRITORY, } SS.
Northern District.

No. 57

To any Person Authorized by Law to Solemnize Marriage—Greeting:

You are hereby commanded to Solemnize the Rite and publish the Bans of Matrimony between Mr. Daniel Rogers, of Locust Grove, in the Indian Territory, aged 24 years, and Miss Ella Buffington, of Locust Grove, in the Indian Territory, aged 17 years, according to law, and do you officially sign and return this license to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this 25th day of June A. D. 1903.

(SEAL)

(Signed) Chas. A. Davidson.
Clerk of the U. S. Court.

By (Signed) Z. C. Johnson Deputy.

CERTIFICATE OF MARRIAGE.

United States of America, }
INDIAN TERRITORY, } SS.
Northern District.

I, Joe Ross, a Minister of the Gospel, Do HEREBY CERTIFY, that on the 28 day of June, A. D. 1903, I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish the Bans of Matrimony between the parties therein named.

WITNESS my hand this 28 day of June A. D. 1903.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District, Book A, Page 83

(Signed) Joe Ross
A Minister of the Gospel.

CERTIFICATE OF RECORD:

United States of America, }
INDIAN TERRITORY, } SS.
Northern District.

I, Charles A. Davidson, Clerk of the United States Court in the North-
ern District, Indian Territory, do hereby certify that the instrument hereto attached was
filed for record in my office the 4 day of August, 1903, at _____ M.,
and duly recorded in Book B, Marriage Record, Page 107

WITNESS my hand and seal of said Court at Vinita
~~Muskogee~~, in said
Territory, this 5 day of August, A. D. 1903.

Department of the Interior (Signed) Chas. A. Davidson Clerk.
Commissioner to the Five Civilized Tribes
F I L E D
By _____ Deputy.
Tams Bixby, Commissioner

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, I. T., December 9, 1907.

I, the undersigned, a Stenographer to the Commission^{er} to the Five Civilized Tribes, do
hereby certify that the above and foregoing is a true and correct copy of the original offered in
evidence in the matter of application for enrollment of Ida Myrtle Rogers, et al.
F. N. B. #396, as _____ citizen^s of the Cherokee Nation.

Louise Smith

North.Dist.Ind.Ter.
F I L E D
At Vinita, I.T.
Aug. 4, 1903.
Chas. A. Davidson
Clerk U.S.Court.

Department of the Interior,
Commission to the Five Civilized Tribes,
Cherokee Land Office,
Tahlequah, I.T., October 28, 1904.

In the matter of the application for the enrollment of
NILA ROGERS, nee Buffington, as a Cherokee freedman.

SUPPLEMENTAL TESTIMONY.

DAN ROGERS, being duly sworn and examined by the Commission, testified as follows:

- Q What is your name? A DAN Rogers.
Q How old are you? A 25.
Q What is your postoffice address? A Locust Grove, Indian Territory.
Q Are you a Cherokee freedman? A Yes'm.
Q Have you married since you applied for enrollment? A No, I married before; I married on the 23rd day of July a year ago.
Q In July, 1903? A Yes'm.
Q Whom did you marry? A Nila Buffington.
Q Is she a Cherokee freedman? A Yes'm.
Q How old is she? A She's 19 I suppose.
Q Have you and she lived together ever since you were married?
A Yes'm.
Q Living together now? A Yes'm.

Mabel E. Maxwell, being duly sworn, states that, as stenographer to the Commission to the Five Civilized Tribes, she correctly recorded the supplemental testimony in this case, and that the above and foregoing is an accurate and complete transcript of her stenographic notes thereof.

Mabel E. Maxwell

Subscribed and sworn to before me
this 2nd day of November, 1904.

J. H. Henson

Notary Public.

IN RE
THE DEATH OF

George Rogers
A CITIZEN OF THE
Freedman Cherokee Nation

UFB

Approved JUL 26 1907 190

McCluck
Acting Commissioner

DEPARTMENT OF THE INTERIOR.
Commissioner to the Five Civilized Tribes.

FILED

JUL 26 1907

J. S. Wright,
Commissioner.

**Department of the Interior,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of George Rogers
(Here insert name of deceased)
a citizen of the Cherokee Nation, who formerly resided at or near
Laurel Grove Ind. Ter., and died on the 20th day of
(Here insert name of post office)
April, 1906 1

AFFIDAVIT OF RELATIVE

Western District
Indian Territory
I, Daniel Rogers, on oath state that I am 28
years of age and a citizen, by adoption, of the Cherokee Nation;
that my postoffice address is Laurel Grove Ind. Ter.; that I am
(Here insert name of post office)
father of George Rogers
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)
who was a citizen, by adoption, of the Cherokee Nation
and that said George Rogers died on the 20th day of
(Here insert name of deceased)
April, 1906 X
WITNESSES TO MARK: Daniel Rogers

(Must Be Two
Witnesses)

Subscribed and sworn to before me this 19th day of April, 1907
R R Craven
Notary Public.

AFFIDAVIT OF ACQUAINTANCE

Western District
Indian Territory
I, Clay Brown, on oath state that I am 32
years of age, and a citizen of the United States Nation;
that my postoffice address is Chotau Ind. Ter.;
(Here insert name of post office)
that I was personally acquainted with George Rogers
(Here insert name of deceased)
who was a citizen, by adoption, of the Cherokee Nation;
and that said George Rogers died on the 20th day of
(Here insert name of deceased)
April, 1906 Clay Brown
WITNESSES TO MARK:

(Must Be Two
Witnesses)

Subscribed and sworn to before me this 19th day of April 1907
R R Craven
Notary Public.

IN RE
THE DEATH OF*George Rogers*
A CITIZEN OF THE*Cherokee* Nation*Jm*
Approved

MAY 2 - 1907

190


CommissionerDEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

MAY 2 - 1907


COMMISSIONER

**Department of the Interior,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of George Rogers
(Here insert name of deceased)
a citizen of the Cherokee Nation, who formerly resided at or near
Locust Grove Ind. Ter., and died on the 20 day of
April, 1906.
(Here insert name of post office)

AFFIDAVIT OF RELATIVE

Indian Territory
Western District }
I, Daniel Rogers, on oath state that I am 28
years of age and a citizen, by freeman, of the Cherokee Nation;
that my postoffice address is Locust Grove Ind. Ter.; that I am
(Here insert name of postoffice)
father of George Rogers
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)
who was a citizen, by freeman, of the Cherokee Nation
and that said George Rogers died on the 20 day of
(Here insert name of deceased)
April, 1906.
WITNESSES TO MARK: Daniel Rogers

(Must Be Two)
Witnesses {

Subscribed and sworn to before me this 24 day of April 1907
B. P. Rasmussen
Notary Public.

AFFIDAVIT OF ACQUAINTANCE

Northern District
Indian Territory }
I, George Rogers, on oath state that I am 63
years of age, and a citizen by freeman of the Cherokee Nation;
that my postoffice address is Locust Grove Ind. Ter.;
(Here insert name of postoffice)
that I was personally acquainted with George Rogers
(Here insert name of deceased)
who was a citizen, by freeman, of the Cherokee Nation;
and that said George Rogers died on the 20 day of
(Here insert name of deceased)
April, 1906. George Rogers his
WITNESSES TO MARK: mark

(Must Be Two)
Witnesses { W. M. Warthy
John L. Hobbs

Subscribed and sworn to before me this 1 day of May 1907
Will A Crockett
Notary Public.
my com Expires Dec 7th 1910.

7 B. 396

JUL 5 1906

Daniel Rogers

26091

Rogers, Daniel,
Locust Grove, I. T.,
Cherokee Nation,

States George Rogers
was born on Feb. 8, 1906.

CHEROKEE ENROLLMENT.

26091, 26092, 26093, 26094, 26095, 26096, 26097, 26098, 26099, 26100.

REFER IN REPLY TO THE FOLLOWING:

Cherokee F
N. B. 396

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, June 21, 1906.

Daniel Rogers,

Locust Grove, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Ida Myrtle Rogers, born July 24, 1904, and George Rogers,
born February 8, 1905.

Respectfully,

Commissioner.

MMP

In regard to enrollment of above children I notice you have enrolled
George Rogers as born on the 8th, day of Feb, 1905 and it should be Feb,
8th, 1906 and if the affidavit reads 1905 it should be corrected as George
was born on the 8th, day of Feb, 1906.

yours very truly

Daniel Rogers

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedman
N.B.396

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 7, 1906.

Daniel Rogers,

Locust Grove, Indian Territory.

Dear Sir:

In reply to your recent letter, without date, stating that the correct date of the birth of George Rogers is February 8, 1906, you are advised that the records of this office show that said child was born February 8, 1905. If the correct date of his birth is February 8, 1906, you are requested to have the enclosed blank form of birth affidavit properly executed and return to this office.

You are also directed to forward, with the affidavit, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

Encl. H.J.-22.
H.J.C.

1
I must have it 7-18-00

Writing you asking to
know what you RECD the money

I had sent to you for the same
Henry Rogers off Counsel & Henry

Rogers was Born in 1811

He was a son of Daniel Rogers married

But it is my son and in the

Rogers his father was

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Cherokee Freedmen
VN #396

Mustogee, Oklahoma, December 9, 1907.

Mr. Daniel Rogers,

Locust Grove, Oklahoma.

Sir:

In compliance with your verbal request, there is inclosed herewith marriage license and certificate showing the marriage on June 28, 1903, of yourself and Miss Ella Buffington, a copy thereof having been retained in the files of this office.

Respectfully,

LS
Incl. 8-10

Acting Commissioner

Cher Fr M 397

Cher Fr M 397

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906

Christian Ross

as a citizen of

Cherokee Nation.

W.H.
Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 18 1906

37

See M 8 393

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Christian Ross, born on the 25 day of Dec 1904
[Here insert name of child]
Name of Father: John Ross (dead) a citizen of the Cherokee Nation.
Name of Mother: Josephine Shephard a citizen of the Cherokee Nation.
Tribal enrollment of father: Charles Friedman Tribal enrollment of mother: Abner Friedman ¹¹³
Postoffice: St. Gibson TS

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Josephine Shephard, on oath state that I am 35
years of age and a citizen by birth of the Cherokee Nation;
that I ~~am~~ ^{was with} the lawful wife of John Ross, who is a citizen, by
birth of the Cherokee Nation; that a male child was
born to me on 25 day of Dec 1904, that said child has been named
Christian Ross, and was living March 4, 1906.

Josephine Shephard

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 15 day of June 1906.

W. A. Wood
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Mary Wiggins, a midwife, on oath state that I
attended on Josephine Shephard wife of John Ross
on the 25 day of Dec 1904, that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Christian Ross.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 15 day of June 1906.

W. A. Wood
Notary Public.

397
CHEROKEE FREEDMAN
199
IN RE

27-oul

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906

Maack McLain

as a citizen of

Cherokee Nation.

REB
Approved JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 18 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Wack McLain born on the 8 day of June 1905
(Here insert name of child)
 Name of Father: Wack McLain a citizen of the Cherokee Nation
 Name of Mother: Josephine Shephard a citizen of the Cherokee Nation
 Tribal enrollment of father: Cherokee Indian Tribal enrollment of mother: Cherokee Indian
 Postoffice: St. Gibson, S.S.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western

District.

I, Josephine Shephard, on oath state that I am 35
 years of age and a citizen by birth of the Cherokee Nation;
 that I am the lawful wife of Wack McLain, who is a citizen, by
 of the Cherokee Nation; that a male child was
(Male or Female)
 born to me on 8 day of June 1905; that said child has been named
Wack McLain and was living March 4, 1906.

Josephine Shephard

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 15 day of June 1906.C. R. Wood

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western

District.

I, Mary Mivins, a midwife, on oath state that I
 attended on Josephine Shephard, wife of Wack McLain,
 on the 8 day of June 1905; that there was born to her on said date a male
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named
Wack McLain.

Mary Mivins

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 15 day of June 1906.C. R. Wood

Notary Public.

YCC

FNB397

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 23, 1906.

Christiane Rose

as a citizen of

Cherokee

Nation.

RFB

Approved JAN 14 1907 190...

[Signature]

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 8 1907

[Signature]

Commissioner

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Christian Ross born on the 24th day of December 1902
[Here insert name of child]
Name of Father: John Ross (dead) a citizen of the Cherokee Nation.
Name of Mother: Josephine Shepard a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman
Postoffice: Pt. Gibson I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, Josephine Shepard, on oath state that I am 35
years of age and a citizen by birth of the Cherokee Nation;
that I am the lawful wife of John Ross, who is a citizen, by
birth of the Cherokee Nation; that a male child was
[Male or Female]
born to me on 24th day of December 1902; that said child has been named
Christian Ross and was living March 4, 1906.

Josephine Shepard

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this

8th

day of January 1907

John E. Tidwell

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Western District. }

I, Mary Nivins, a midwife, on oath state that I
attended on Josephine Shepard, wife of
on the 24th day of Dec. 1902; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Christian Ross

Mary Nivins

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this

8th

day of January 1907

John E. Tidwell

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, IND. TER. JANUARY 8, 1907.

In the matter of the application for the enrollment of
Christian Ross and Mack McLain, as Cherokee Freedmen.

Josephine Sheppard, being first duly sworn by J. E. Tidwell,
notary public, testified as follows:

- Q. State your name? A. Josephine Sheppard.
Q. What is your age? A. Thirty-five.
Q. And your postoffice address? A. Fort Gibson.
Q. Are you the mother of Christian Ross and Mack McLain? A. Yes sir.
Q. Do you remember the dates of their respective births? A. Yes sir, Christian was born the 24th day of December, 1902.
Q. What year? A. 1902.
Q. There has been received by this office an affidavit as to the birth of Christian Ross, the date of his birth given December 25, 1904. Then that affidavit is wrong is it? A. Wrong, yes sir, that's give in wrong.
Q. Then Christian was born December 24, 1902? A. December 24, 1902, yes sir.
Q. When was Mack born? A. Mack was born June 8, 1905, because I have got their ages down in my book.
Q. Who is the father of this Christian Ross? A. John Ross.
Q. Are you a Cherokee freedman? A. Yes sir.
Q. Duly enrolled as such? A. Yes sir.

Mary Nivens, being first duly sworn by J. E. Tidwell, notary public, testified as follows:

- Q. What is your name? A. Mary Nivens.
Q. How old are you? A. Don't know.
Q. Well, about how old are you? A. I don't know how old I am. I have been a slave, I don't know my age.
Q. What is your postoffice address? A. Fort Gibson.
Q. Do you know Josephine Sheppard? A. Yes sir, she is my daughter.
Q. Has she a child named Christian Ross? A. Yes sir.
Q. Were you present when that child was born? A. Yes sir.
Q. When was that child born? A. Xmas mornning.
Q. What year? A. I don't know sir, I don't know the years and dates.
Q. Well, how many years ago? A. About a year ago, I reckon.
Q. Well, do you know her child, Mack McLain? A. Yes sir.
Q. Do you know when it was born? A. Yes sir.
Q. When? A. About June.
Q. How many years ago? A. About a year ago, I reckon.
Q. Well, now how much elder is Christian Ross than Mack McLain?
A. About three years I reckon, or four.
Q. Did you make an affidavit as to the birth of Christian Ross

Cherokee Freedmen H.B.--397#2

- A. Yes sir.
- Q. You acted as midwife when that child was born? A. Yes sir.
- Q. Well, then if that affidavit shows that child was born December 25, 1904, which is two years ago last December, that date is wrong is it? A. Yes sir, it's wrong.
- Q. Christian is now three or four years old? A. About four.
- Q. Four? A. Yes sir, he is four.

Mattie M. Pace, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, she reported the proceedings had in the above entitled cause, and that the same is a full, true and correct transcript of her stenographic notes thereof.

Mattie M. Pace

Subscribed and sworn to before me this January 8, 1907.

John E. Tidwell
Notary Public.

Cherokee
N. B. 398

Muskogee, Indian Territory, June 21, 1906.

Josephine Shephard,
Ft. Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Mack McLain, born June 8, 1906.

Respectfully,

Commissioner.

HMP

Cherokee friend-
man N. B. 397

Muskogee, Indian Territory, June 21, 1906.

Josephine Shephard,
Port Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Christian Ross, born December 25, 1904.

Respectfully,

Commissioner.

MMP

Cherokee Freed.
W.B.397.

Muskogee, Indian Territory, December 8, 1906.

Josephine Sheppard,

Fort Gibson, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Christian Ross and Mack McLain, as freedmen citizens of the Cherokee Nation, you are requested to advise this office the correct dates of the birth of said children.

As this matter is important you are requested to give it your immediate attention.

Respectfully,

S.W.

Acting Commissioner.

Cher Fr M 398

Cher Fr M 398

39
246
Jec
CHEROKEE FREEDMAN

199

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M. *William Silk*

as a citizen of

Cherokee Nation

CSM
Approved JAN 14 1907 190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 18 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of William Sick, born on the 12 day of Nov., 1902
(Here insert name of child)
Name of Father: Squire Sick a citizen of the Cherokee Nation.
Name of Mother: Emma Sick a citizen of the Cherokee Nation.
Tribal enrollment of father: Freemen 476 Tribal enrollment of mother: Freemen
Postoffice: Briggs, IT

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Emma Sick, on oath state that I am 29
years of age and a citizen by birth of the Cherokee Nation;
that I am the lawful wife of Squire Sick, who is a citizen, by
birth of the Cherokee Nation; that a Male child was
(Male or Female)
born to me on 12 day of November, 1902, that said child has been named
William Sick, and was living March 4, 1906.

Emma Sick

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 16 day of June, 1906.

Harry Padgett

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Oma Fields, a midwife, on oath state that I
attended on Emma Sick, wife of Squire Sick
on the 12 day of Nov., 1902; that there was born to her on said date a Male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named William Sick

Oma Fields
mark

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 16 day of June, 1906.

John W. Willard
Jackson Bruner

Harry Padgett

Notary Public.

CHEROKEE FREEDMAN

199

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M

Alice Silk

as a citizen of

Cherokee

Nation

Approved

JAN 14 1907

190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 18 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Alice Silk, born on the 30 day of Nov., 1905
(Here insert name of child)
Name of Father: Squire Silk, a citizen of the Cherokee Nation.
Name of Mother: Emma Silk, a citizen of the Cherokee Nation.
Tribal enrollment of father: Treedman 676 Tribal enrollment of mother: Treedman
Postoffice: Bragg, I.T.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Emma Silk, on oath state that I am 29
years of age and a citizen by birth of the Cherokee Nation;
that I am the lawful wife of Squire Silk, who is a citizen, by
birth of the Cherokee Nation; that a female child was
(Male or Female)
born to me on 30 day of November, 1905; that said child has been named
Alice Silk, and was living March 4, 1906.

Emma Silk

WITNESSES TO MARK:

[Must be two Witnesses] {

Subscribed and sworn to before me this 16 day of June, 1906.

Harry Padgett

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Oma Fields, Midwife, on oath state that I
attended on Emma Silk, wife of Squire Silk,
on the 30 day of Nov., 1905; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Alice Silk.

Oma Fields
mark

WITNESSES TO MARK:

[Must be two Witnesses] { John W. Willard
J. J. Brown

Subscribed and sworn to before me this 16 day of June, 1906.

Harry Padgett

Notary Public.

fcc
CHEROKEE-FREEDMAN

199

460

398

3246

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M *Annice Silk*

as a citizen of

Cherokee Nation

GAR
Approved JAN 14 1907 190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 17 1906

[Signature]
Commissioner

RECEIVED

JUL 10 1906

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Annie Silk, born on the 3 day of Nov, 1903
(Here insert name of child)
Name of Father: Squire Silk a citizen of the Cherokee Nation.
Name of Mother: Emma Silk a citizen of the _____ Nation.
Tribal enrollment of father: Freedmen 676 Tribal enrollment of mother: _____
Postoffice: Braggs, IT

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Emma Silk, on oath state that I am 29
years of age and a citizen by adoption of the _____ Nation;
that I am the lawful wife of Squire Silk, who is a citizen, by
adoption of the Cherokee Nation; that a female child was
(Male or Female)
born to me on 3 day of November, 1903, that said child has been named
Annie Silk, and was living March 4, 1906.
Emma Silk

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this

9

day of

July

1906.

MY COMMISSION EXPIRES
APRIL 7, 1909.

Harry Padgett

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Gracie Crossland, a Midwife, on oath state that I
attended on Emma Silk, wife of Squire Silk
on the 3 day of Nov, 1903; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Annie Silk
Gracie Crossland
maib

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this

9

day of

July

1906.

MY COMMISSION EXPIRES
APRIL 7, 1909.

Harry Padgett

Notary Public.

MARRIAGE LICENSE

United States of America,
INDIAN TERRITORY,
Northern District

No. **K 390**

To Any Person Authorized by Law to do so.

riage---Greeting :

You are hereby Comi

ed to solemnize the Rite and publish the

Banns of Matrimony between Mr.

of *Diaggs*

, in the Indian Territory, aged *27* years, and

Miss *Eudora Battise*

of

Diaggs

, in the

Indian Territory, aged *26* years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at *Wagoner* Indian Territory, this *19th* day of

April

, A. D. 190*2*

Chas. A. Lundgren

the Banns of Matrimony between the parties to

WITNESS my hand this *19* day

My credentials are recorded in the office of the Clerk

Book

C

Page

38

April

, A. D. 190*2*

States Court, Indian Territory, Northern District,

R. Reynolds
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the amount of One Hundred Dollars (\$100.00).

IN RE
THE DEATH OF

Alice Silk

a citizen of the

Shoshone

Nation.

C. H. B.
Approved

MAY 24 1907

190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER OF THE GENERAL LAND OFFICE,
WASHINGTON, D. C.

FILED

MAY 24 1907

[Signature]

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Alice Silk
(Here insert name of deceased.)
a citizen of the Cherokee Nation, who formerly resided at or near
Braggs, Ind. Ter., and died on the 5th day of
September, 1906.
(Here insert name of postoffice.)

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Western DISTRICT.

I, Squire Silk, on oath state that I am 30
years of age and a citizen, by Friedman, of the Cherokee Nation;
that my postoffice address is Braggs, Ind. Ter.; that I am
The father of Alice Silk
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased.)
who was a citizen, by Friedman, of the Cherokee Nation
and that said Alice Silk died on the 5th day of
September, 1906.
(Here insert name of deceased.)

WITNESSES TO MARK:

(Must Be Two Witnesses.) J. H. Childers
J. R. Fleener Squire Silk

Subscribed and sworn to before me this 30th day of May, 1907.

My Com. Expires Feb 7-1911.

J. R. Fleener
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Western DISTRICT.

I, Charity Imerson, on oath state that I am 25th
years of age, and a citizen by Friedman of the Cherokee Nation;
that my postoffice address is Wimbark, Ind. Ter.;
that I was personally acquainted with Alice Silk
(Here insert name of deceased.)
who was a citizen, by Friedman, of the Cherokee Nation;
and that said Alice Silk died on the 5th day of
September, 1906.
(Here insert name of deceased.)

WITNESSES TO MARK:

(Must Be Two Witnesses.) J. R. Fleener
J. H. Childers Charity Imerson

Subscribed and sworn to before me this 9th day of May, 1907.

My Com. Expires Feb 7-1911.

J. R. Fleener
Notary Public.

Cherokee Y
N. B. 398

Muskogee, Indian Territory, June 21, 1906.

Squire Silk,

Briggs, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
William Silk, born November 12, 1902, and Alice Silk, born
November 30, 1905.

Respectfully,

Commissioner.

NMP

7113 348

Deel Hagan:

James 217K

Rebecca, Indian Territory.

W. H. 300.
Cherokee Agency

2891

Silk, Emma,

Briggs, I. E.,
Cherokee Nation.

Marjorie, Indian Territory.

Transmits her marriage license

CHEROKEE TOLLMENT.

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedman
N.B. 398.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 6, 1906.

Emma Silk,

Braggs, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, William and Alice Silk, as Cherokee freedman, you are advised that from the information contained in the affidavits as to birth of said children, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office by return mail, under what name application was made for your enrollment, your age, the names of your parents, and any members of your family with whom you were enrolled.

You are also requested to forward to this office, either the original or a certified copy of the marriage license and certificate of yourself and said children's father.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

*Enclosed pls find License of marriage
to Squire Silk*

Cherokee F.
N. B. 460

Muskogee, Indian Territory, July 16, 1906.

Squire Silk,

Briggs, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Annie Silk, born November 3, 1903.

Respectfully,

Commissioner.

MMP

Cher Fr M 399

Cher Fr M 399

~~CHEROKEE PERMISSION #11~~

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Elmore Vann

as a citizen of

Cherokee

Nation.

Approved..... 190.....

Commissioner.

Department of the Interior,

Commissioner to the Five

Civilized Tribes,

Filed July 2, 1906.

Tams Bixby,

Commissioner.

Received June 19, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee Nation,
of Elmore Vann born on the 14 day of July 1903
[Here insert name of child]
Name of Father: Riley Vann a citizen of the..... Cherokee Nation.
Name of Mother: Lillie Riley a citizen of the..... Cherokee Nation.
Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman
Postoffice..... Wimer, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Northern District. }

I, Lillie Riley on oath state that I am..... 23
years of age and a citizen by Freedman of the..... Cherokee Nation;
that I am the lawful wife of..... Single, not married who is a citizen, by
..... of the..... Nation; that a male child was
[Male or Female]
born to me on..... 14 day of..... July 1903; that said child has been named
Elmore Vann and was living March 4, 1906.

..... Lillie Riley

WITNESSES TO MARK:

[Must be Two Witnesses] {
..... }

Subscribed and sworn to before me this..... 16 day of..... June 1906.

My commission expires 11 Sept., 1909..... W. T. Graham
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Northern District. }

I, Mand Riley a..... midwife on oath state that I
attended on..... Lillie Riley wife of..... not married
on the..... 14 day of..... July 1903; that there was born to her on said date..... male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named..... Elmore Vann

her
Mand X Riley
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Tom Miller
..... Ben D. Cline }

Subscribed and sworn to before me this..... 16 day of..... June 1906.

..... W. T. Graham
Notary Public.

CHEROKEE FREEDMAN

399

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..Elmore Vann.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

Department of the Interior,
Commissioner to the Five
Civilized Tribes,

Filed Aug., 17, 1906.

Tams Rixby

Comissioner/

Received July 23, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee Nation,
of Elmore Vann....., born on the 14 day of July 1903.....
[Here insert name of child]
Name of Father:..... Riley Vann..... a citizen of the..... Cherokee Nation.
Name of Mother:..... Lillie Riley..... a citizen of the..... Cherokee Nation.
Tribal enrollment of father..... Card V. R. 4502..... Tribal enrollment of mother..... Card D. 4258.....
Postoffice..... Wimer, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Lillie Riley..... on oath state that I am twenty-three
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Riley Vann....., who is a citizen, by
adoption of the Cherokee Nation; that a male child was
born to me on 14 day of July 1903; that said child has been named
Elmore Vann..... and was living March 4, 1906.

Lillie Riley

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 19 day of July 1906.

My Commission expires 11 sept., 1909.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Mande Riley....., on oath state that I
attended on Lillie Riley unlawful wife of Riley Vann.....
on the 14 day of July 1903; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named
Elmore Vann.....

her
Mande X Riley
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { W. T. Graham.....
Ben D. Cline.....

Subscribed and sworn to before me this 19 day of July 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Elmore Vann as a Cherokee Freedman.

DECISION

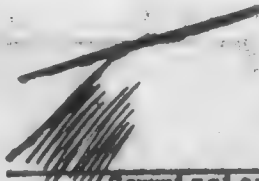
THE RECORDS OF THIS OFFICE SHOW: That on June 19, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Elmore Vann, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Elmore Vann, is the minor illegitimate child of Lillie Riley, an alleged Cherokee freedman, and possesses no right to enrollment as a Cherokee freedman, not possessed by his said mother. It is further shown that the application for the enrollment of said Lillie Riley, as a Cherokee freedman, was denied by the Commissioner to the Five Civilized Tribes February 27, 1907, and his decision was, on said date, forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Elmore Vann is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



Commissioner

Dated at Muskogee, Indian Territory,
this FEB 23 1907

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

CHIEF CLERK,

CHEROKEE LAND OFFICE.

DEAR SIR:

The records of this office show

Elmore Vann

listed on Cherokee card No.

FNB 399

to be prima facie entitled to enrollment as *Friedman* citizen of the Cherokee Nation for the following reason,

viz:

Enrollment as Cherokee Friedman was directed by Secy of Interior March 4, 1907

Respectfully,

Commissioner.

Dated

March 15, 1907

Muskogee, Indian Territory, June 21, 1906.

Lillie Riley,

Wimer, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Elgere Vann, born July 14, 1903.

Respectfully,

Commissioner.

HMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee freed-
man N. B. 399

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 6, 1906.

Lillie Riley,

Wimer, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Elmore Vann, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as an applicant for enrollment as a Cherokee freedman under the name of Lillie Riley. Your name appears throughout the affidavit as to birth of said child as Lillie Riley.

There is enclosed herewith a blank form of birth affidavit, which you are requested to properly execute and return to this office, your name to appear throughout the same as Lillie Riley. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

M.A. Encl. 6-10.

Commissioner.

Cherokee P. R.

302

Muskogee, Indian Territory, March 27, 1907.

Jesse Vann,

Spavinaw, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting, among others, the application for the enrollment of your minor children, Frank, Riley and Lovat Vann, as Cherokee freedmen, was reversed by the Secretary of the Interior, March 4, 1907, and said application granted.

Respectfully,

JMH

Commissioner.

Cherokee F.
D 258 et al.

Muskogee, Indian Territory, March 27, 1907.

Starr & Patten, Attorneys for Moses Riley, et al.,
Vinita, Indian Territory.

Gentlemen:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting the application for the enrollment of Moses Riley, et al., as Cherokeefreedmen, was reversed by the Secretary of the Interior, March 4, 1907, as to Moses Riley et al., and affirmed as to Jane Riley, et al.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Enc C-5

LWC

Commissioner.

Cherokee F.
D 256 et al.

Muskogee, Indian Territory, March 27, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the
Commissioner to the Five Civilized Tribes, dated February 27, 1907,
rejecting the application for the enrollment of Moses Riley,
et al., as Cherokee freedmen, was reversed by the Secretary of the
Interior, March 4, 1907, as to Moses Riley et al., and affirmed
as to Jane Riley, et al.

For your information there is enclosed herewith a
copy of Departmental decision referred to.

Respectfully,

Enc C-4

Commissioner.

LWC.

Waskagee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Elmore Vann as a Cherokee freedman, together with the Commissioner's decision rejecting said application.

Respectfully,

Incl.M- 16
OHL

Commissioner.

Through the Commissioner
of Indian Affairs.

Cherokee F.
N. B. 399.

Muskogee, Indian Territory, February 28, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of Elmore Vann, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl. C-135
LMC

Cherokee F
N. B. 399.

Muskogee, Indian Territory, February 28, 1907.

Riley Vann,

Wimer, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your child, Elmore Vann, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.C-134
LMC

Register.

(COPY)

DEPARTMENT OF THE INTERIOR,
LAND
21760-1907 OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the consolidated application for the enrollment of Moses Riley, et al., as Cherokee freedmen, wherein a final decision of rejection was rendered by the Commissioner as to all the parties applicant on February 27, 1907.

This case was remanded by the Department for further investigation, and a large number of witnesses were sworn and testified in the case, and 285 pages of additional testimony taken. In addition to the oral evidence, certain original and certified copies of records throwing light on the contentions of the parties, were filed with the record and are now submitted.

Commissioner Bixby found that the applicants had not been in such a manner recognized by the tribal authorities of the Cherokee Nation as freedmen of that Nation as to entitle them under the present laws to enrollment as freedmen of the Cherokee Nation. The Office cannot concur in this recommendation.

The Supplemental evidence submitted, in the judgment of the Office, by a clear preponderance thereof shows that

(2)

Samuel Riley, or Riley McNair, who was at the beginning of the War of the Rebellion a slave of a Cherokee citizen, returned to the Cherokee Nation within the time prescribed by the treaty of 1866 and re-established himself therein. Documentary and other evidence clearly showing recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the Nation is in the record. It is also shown that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and no serious question has been raised as to their right to so remain and occupy the tribal lands.

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Fathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elnora Riley, Ideller Riley, Luther D. Riley, Frank Riley, Lattie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley, -(son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Calvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Fessie Scott, Jimmie Scott, Delilah Johnson, Allie Johnson,

(3)

Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson, Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson, Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson, Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls, Edward Curls, James Curls, George Curls, Stephenia Curls, Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson, Clyde Thompson, Nellie Townsend, Rosa Townsend, George Townsend, Arthur Townsend, Ethel Townsend, Emma Purtle, Frank Riley and Lovat Vann (children of Emma Purtle and Jesse Vann), Julius Curls, Jr., -(son of Riley Curls), Oak Leon Wagoner (son of Cora J. Wagoner), Jesse Barnett (son of Maud and William Riley), Ellen Vann, Walter Vann, Vaneta Vann, and John C. Wiley (son of William Riley).

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

EBH-LC..

VI
175

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 4, 1907.

Land

21888-1907
21899-1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed records of the Commissioner to the Five Civilized Tribes in the matter of the applications of Julius Curle and Elmore Vann, applicants for enrollment as Cherokee freedmen, wherein decisions adverse to them were rendered by the Commissioner to the Five Civilized Tribes.

On the 2nd instant the Office in forwarding the Cherokee freedman case of Moses Riley recommended that the parents of these applicants, through whom they claim their rights, be enrolled. It necessarily follows, since the applications in these cases were made within the time prescribed by law, that if the parents were entitled, so are the children. It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed and that Julius Curle and Elmore Vann be enrolled as Cherokee freedmen.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-GH

(COPY)

Land.
21,902-1907. DEPARTMENT OF THE INTERIOR,
21,912-1907. OFFICE OF INDIAN AFFAIRS,
21,909-1907. WASHINGTON.

March 4, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the applications for enrollment of Jesse Riley, Oak Leon Wagoner and Alice Riley, as Cherokee freedmen.

The Commissioner to the Five Civilized Tribes rejected these applicants because he had already rejected their parents who were involved in the consolidated Cherokee freedmen case of Moses Riley, et al.

On the 2nd instant in forwarding the case of Moses Riley, et al., the Office recommended the enrollment of the parents of each of these minors.

It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed, and that the applicants be enrolled.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

(C.F.L.) P.

P.I.
H.C.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

J.W.H.
J.W.H.
W.C.P.
J.R.W.

I.T.D.
7912-1907.
8018-8042-1907:

F.L.C.

March 4, 1907.

The Commissioner to the
Five Civilized Tribes.

Sir:

The Department has considered the record in the matter of the consolidated applications for the enrollment of Moses Riley et al. as Cherokee freedmen, which was the subject of your decision of February 27, 1907, adverse to the applicants.

It seems that this case is now before the Department with additional testimony taken upon rehearing beginning October 26, 1906. There is no question as to the right of the common ancestor of these applicants, as well as the older parties to the case, to avail themselves of the opportunity afforded by article 9 of the treaty of 1866, between the United States and the Cherokee Nation, to acquire citizenship therein. The only question in issue concerns the date of the return of the common ancestor and his children to the Cherokee Nation. On the part of the applicants it is alleged that such return was made in the year 1866, it being claimed that the father of the family went first to the nation early in the spring of that year, and later returned to Kansas for the other members of the family, with whom he removed from Kansas to the Cherokee Nation in the fall of that year.

On behalf of the Cherokee Nation it is contended that the head of the Riley family did not go to the Cherokee Nation until the spring of 1867, and that the removal of the family did not follow until the fall of that year.

In your said decision of February 27, 1907, you state that the testimony introduced on behalf of the Cherokee Nation shows conclusively that no crop was made on the McNair place (in the Cherokee Nation) by any member or members of this family in 1866, and that none of said family was on that place "after the war of the rebellion, earlier than, possibly, May, 1867". This statement is presumably designed as a finding contrary to certain portions of the testimony of the applicants tending to show that the head of the family raised a crop of corn on the McNair place during the year 1866.

It is further stated in said decision that the testimony introduced on behalf of the applicants, to the effect that when the Riley family left the State of Kansas, they went direct to the said McNair place in the Cherokee Nation, is uncontradicted. Following this statement an analysis is made of the testimony of Judge William Spriggs, which was in favor of the applicants, and the inference is drawn that the testimony of Mr. Spriggs is inaccurate in respect to time.

Reference is also made by you to the census roll of citizenship of the Cherokee Nation prepared in the year 1867 by W. Tompkins, who was appointed by the United States as

commissioner for that purpose. As the applicants' names do not appear upon this roll you infer that they did not return to the nation within the time limited by the treaty of 1866. Reference is also made to the decision rendered by a commission on citizenship in the Cherokee Nation about the year 1878, or 1879, relative to one Riley McNair. The record does not clearly disclose anything concerning this decision, save that it went "by default" apparently in favor of the plaintiff.

Reporting in the matter, March 2, 1907, the Indian Office stated that it could not concur in your recommendation adverse to the applicants, finding that the supplemental evidence, by a clear preponderance of proof, showed return of Samuel Riley, or Riley McNair, to the Cherokee Nation within the time prescribed by the treaty of 1866. The Indian Office also notes the existence of documentary and other evidence which, in its opinion, clearly shows recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the nation.

The Indian Office further shows that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and that no serious question has been raised as to their right to occupy tribal lands.

Concluding its report of March 2, 1907, the Indian Office recommends the enrollment of certain of the applicants,

but not all of them, in the following language:

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Nathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elnora Riley, Idellier Riley, Luther D. Riley, Frank Riley, Lottie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley (son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Calvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Bessie Scott, Jimmie Scott, Delilah Johnson, Allie Johnson, Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson, Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson, Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson, Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls, Edward Curls, James Curls, George Curls, Stephenia Curls, Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson, Clyde Thompson, Mollie Townsend, Rosa Townsend, George Townsend, Arthur Townsend, Ethel Townsend, Emma Purtle, Frank, Riley and Lovat Vann (children of Emma Purtle, and Jesse Vann), Julius Curls, Jr. (son of Riley Curls), Oak Leon Wagoner (son of Cora J. Wagoner), Jesse Barnet (son of Maud and William Riley), Ellen Bean, Walter Vann, Waneta Vann, and John C. Riley (son of William Riley).

The Department has considered the additional testimony taken at the rehearing, and has further examined in connection therewith the testimony of the principal applicants taken theretofore. The work of examining the case has been materially

lightened by the careful briefs submitted by the attorneys, both for and against the applicants. In connection with said arguments there was submitted by the attorneys for the parties in interest a synopsis or analysis of the testimony relied upon, from which the relative weight of their contentions can be determined with some degree of certainty. With the assistance of said attorneys, and in view of the examination of the record referred to above, the Department has been able to reach a conclusion in the case.

It is not considered that the reasons given in your decision are sufficient to support the conclusion therein reached. It is believed that your decision is based more upon inference and negative proof than upon positive showing adverse to the applicants,

On the other hand it is found that the testimony of numerous witnesses who were acquainted with the older applicants during the war of the rebellion, and prior to the treaty of 1866, shows with a high degree of certainty that said applicants left the State of Kansas and removed to the Cherokee Nation in the fall of 1866. This conclusion is corroborated by various official records, which show that in the years past the members of the family have been regarded as citizens of the Cherokee Nation. Prominent among the witnesses who testified in their favor is Judge William Spriggs, referred to above. It appears that he is a man who has held positions of high honor in the

State of Kansas, and that his testimony is entirely trustworthy. Such testimony is verified in material respects by that of numerous other white citizens of Kansas, who were his neighbors during the war. According to the testimony of Judge Spriggs, he advised the father of the principal applicants early in the year 1866, during the pendency of the treaty with the Cherokee Indians to remove to the Cherokee Nation, in order to secure their rights. An effort has been made to discredit the testimony of Judge Spriggs because it tends in part to show that the Cherokee freedmen were adopted by act of Congress, or treaty, in the spring of 1866, when as a matter of history the treaty with the Cherokees was not ratified until July 19th of the year 1866.

It is found, however, that at the close of the war of the rebellion new treaties with the Five Civilized Tribes were necessary on account of the attitude assumed by them during the war, and because of the changed conditions resulting from it. Consequently negotiations with said tribes were begun as soon as possible after the close of the war, and were under way as early as April of 1866. The testimony of a number of other prominent citizens in Kansas was given in favor of the applicants, showing the date of their removal to the nation. Said testimony is largely cumulative in character, and need not be further referred to. It is considered important, moreover, to observe that the testimony of the principal applicant in 1901, compared with that given him more than five years thereafter, is notably consistent in all material respects.

The testimony submitted on behalf of the Nation is not deemed sufficient to overcome that presented by the applicants or to show, of itself, that they should be denied enrolment. No serious attempt was made to refute the statements of Judge Spriggs and his neighbors although some effort was made to establish generally the probability of error in testimony after lapse of years. But if there is such probability it is no more likely to occur on one side than on the other, and in the case of Judge Spriggs and his associates I find that their memories were fortified and reinforced, through association, by important matters and events which enabled them to fix definitely the date of applicant's removal to the Nation. The Nation places considerable stress upon the testimony of Mary J. Thompson who claimed to have returned after the war to the Old McFair place, in the Cherokee Nation, in the fall of 1866, and who testifies that none of the Riley boys made a crop upon the place that year. This testimony necessarily relates to the spring and summer of 1866, yet it is not claimed that she herself returned to the Nation until November 1866. Manifestly decisive weight should not be attached to her testimony under such circumstances, her statements being, like that of others relied upon by the Nation, negative rather than positive. Even though all the force claimed be given the testimony of this witness as well as to that of others, including, particularly, Herman Vann, Key Catcher, and J. H. Covel, the De-

partment would not be warranted in denying the enrolment of the applicants, except as noted hereinafter. Accordingly, as the Department concurs in the recommendation of the Indian Office, you are directed to enroll the persons mentioned herein, whose names are contained in the extract quoted from Indian Office report of March 2, 1907, and set forth above, as Cherokee Freedmen.

Your decision of February 27, 1907 is reversed as to the persons named in Indian Office report of March 2, 1907 (Land 21760 - 1907) but as to the other persons who are parties to this case, your said decision, adverse to them, is hereby affirmed.

The Department has also considered the Cherokee Freedmen cases of Julious Curks and Elmore Vann, both of whom were denied enrollment by your decisions of February 28, 1907. The Indian Office recommends the enrollment of these children. Inasmuch as their parents are found herein to be entitled to enrollment, the Department concurs in the recommendation of the Indian Office and your said decisions, both dated February 28, 1907, are hereby reversed. You are accordingly directed to enroll Elmore Vann as a Cherokee freedman. The name of Julious Curks appears in the list quoted from Indian Office Report of the 2nd instant.

On February 28, 1908, by separate decisions, you also denied the enrolment of Jesse Riley, Oak Leon Wagoner, and Alice Riley, as Cherokee freedmen. The Indian Office reported under

date of March 4, 1907 that the enrolment of the parents of these children was recommended in its report of the 2nd instant. Such being the case, your said decisions of February 28, 1907, are hereby reversed and you are also directed to enroll the said Jesse Riley and Alice Riley as Cherokee freedmen. As to Oak Leon Wagoner, his name also appears hereinbefore in the list quoted from Indian Office letter of March 2, 1907.

A copy of this decision has been sent to the Indian Office, together with the papers in the cases referred to herein.

Very respectfully,

Jesse E. Wilson,
Acting Secretary.

A F Mc
3-4-07.

Department of the Interior.

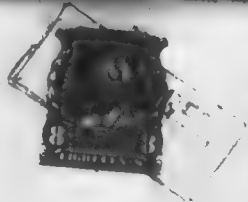
Commissioner to the Five Civilized Tribes,

MUSKOCHEE, IND. TER.



Riley Vann,

Wimer, Indian Territory.



Unclaimed

Rg $\frac{71}{63}$

Cher Fr M 400

Cher Fr M 400

100
CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

Bertha McNacks

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 9 1906

COMMISSIONER

RECEIVED

JUN 18 1906

10737

3 also out

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Bertha Mc Nack, born on the 23 day of Aug, 1903
(Here insert name of child)
Name of Father: Wallace Mc Nack a citizen of the Cherokee Nation.
Name of Mother: Lizzie Mc Nack a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee 3274 Tribal enrollment of mother: Cherokee 257
Postoffice: St Gibson I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lizzie Mc Nack on oath state that I am 23
years of age and a citizen by Blood of the Cherokee Nation;
that I am the lawful wife of Wallace Mc Nack, who is a citizen, by
Blood of the Cherokee Nation; that a Female child was
born to me on 23 day of August, 1903, that said child has been named
Bertha Mc Nack and was living March 4, 1906.

Lizzie Mc Nack

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16th day of June, 1906.

Wm Hup
Nov 6/1909

Will Hup
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lydia Irons, a Midwife, on oath state that I
attended on Lizzie Mc Nack, wife of Wallace Mc Nack
on the 23 day of Aug, 1903, that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named Bertha Mc Nack.

Lydia Irons

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16th day of June, 1906.

Wm Hup
Nov 6/1909

Will Hup
Notary Public.

CHEROKEE FREEDMAN.

7-113400

360

sub C-4

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Bertha McNack

as a citizen of

Cherokee Nation.

Approved. JAN 14 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 19 1906

Commissioner

RECEIVED

JUL 17 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Bertha McNack, born on the 23 day of August 1903.
[Here insert name of child]
Name of Father: Wallace McNack a citizen of the Cherokee Nation.
Name of Mother: Elizabeth McNack a citizen of the Cherokee Nation.
Tribal enrollment of father: P. 3274 Tribal enrollment of mother: P. 951
Postoffice: Fort Gibson, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Elizabeth McNack on oath state that I am 23 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Wallace McNack, who is a citizen, by adoption of the Cherokee Nation; that a female child was born to me on 23 day of August 1903; that said child has been named Bertha McNack and was living March 4, 1906.

E. Elizabeth McNack

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 17th day of July 1906.

Willie H. Lingo
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lydia Irons Mid-wife, on oath state that I attended on Elizabeth McNack wife of Wallace McNack on the 23rd day of August 1903; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Bertha McNack.

Lydia Irons

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 17th day of July 1906.

Willie H. Lingo
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
CHEROKEE LAND OFFICE,
Tahlequah, I. T., November 4, 1904.

In the matter of the application for the enrollment of
Lydia White and her children Selgel Shepard, Elizabeth Shepard and
Barney Shepard, as Cherokee Freedmen.

SUPPLEMENTAL TESTIMONY.

ELIZABETH MCNACK, being duly sworn, and examined by the
Commission, testified as follows:

- Q What is your name? A Elizabeth McNack.
Q How old are you? A 21.
Q What is your postoffice? A Fort Gibson.
Q Are you a Cherokee Freedman? A Yes sir.
Q Are you a daughter of Lydia White? A Yes sir.
Q Are you married? A Yes sir.
Q Have you married since you were enrolled? A Yes sir.
Q What is the name of your husband? A Wallace McNack.
Q Is that he? A Yes sir.
Q Are you and he living together now? A Yes sir.
Q When were you married? A Be two years the 9 of this November.
Q Two years ago the 9 of this month? A Yes sir.

Clinton W. Myers, being duly sworn, states that as stenogra-
pher to the Commission to the Five Civilized Tribes, he correctly
recorded the supplemental testimony in this case and that the fore-
going is a true and complete transcript of his stenographic notes
taken therein.

Clinton W. Myers

Subscribed and sworn to before me
this the 5 day of November, 1904.

Samuel Torman
Notary Public.

Muskogee, Indian Territory, June 21, 1906.

Wallace McWack,

Fort Gibson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Bertha McWack, born August 23, 1903.

Respectfully,

Commissioner.

EMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
W. B. 400.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 12, 1906.

Elisabeth McNack,

Fort Gibson, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Bertha McNack, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman, under the name of Elisabeth Shepard, and evidence of your marriage to Wallace McNack has been furnished. Your name appears throughout the affidavit as to the birth of said child as Lissie McNack.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavit as Elisabeth McNack. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl.C-4
IMO

Commissioner.

Cher Fr M 401

Cher Fr M 401

yes
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M *Eliza Blackwell*

as a citizen of

Cherokee

Nation

ECW JAN 14 1907
Approved 190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
Commissioner

RECEIVED

JUN 11 1906

6980

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 24, 1905

(IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Eliza Blackwell, born on the 2 day of Aug, 1903
[Here insert name of child]
Name of Father: Efton Blackwell a citizen of the Cherokee Nation,
Name of Mother: Rebecca Blackwell a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee 494
Postoffice: St Gibson I. T.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Rebecca Blackwell, on oath state that I am 29
years of age and a citizen by blood of the Cherokee Nation;
that I am the lawful wife of Efton Blackwell who is a citizen, by
Marriage of the Cherokee Nation; that a Female child was
(Male or Female)
born to me on 2 day of Aug, 1903 that said child has been named
Eliza Blackwell, and was living March 4, 1906.

Rebecca Blackwell

WITNESSES TO MARK:

Com att
Nov 6-1904

[Must be two
Witnesses]

Subscribed and sworn to before me this 9th day of June, 1906.

Will Hergog
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Martha Vann, Mid Wife, on oath state that I
attended on Rebecca Blackwell, wife of Efton Blackwell
on the 2 day of Aug, 1903 that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Eliza Blackwell

Martha Vann
mark

WITNESSES TO MARK:

Com att
Nov 6-1909

[Must be two
Witnesses]

Subscribed and sworn to before me this 9th day of June, 1906.

Will Hergog
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
CHEROKEE LAND OFFICE,
Tahlequah, I. T., October 18, 1904.

In the matter of the application of Rebecca Wilson for the enrollment of herself and children, Fannie and Ada Wilson, as Cherokee Freedmen.

SUPPLEMENTAL TESTIMONY.

Rebecca Blackwell, being sworn and examined by the Commission, testified as follows:

- Q What is your name? A Rebecca Blackwell.
Q What is your age? A 27.
Q What is your postoffice? A Ft. Gibson.
Q Are you a Cherokee freedman? A Yes sir.
Q Have you married since you were enrolled? A Yes sir.
Q What is the name of your husband? A Efton Blackwell.
Q Is he a citizen of the Cherokee Nation? A No sir.
Q When were you married? A In 1902.
Q What day and month? A 1st day of June.
Q Are you and he living together now? A Yes sir.

I, May Hudson, state upon oath that as stenographer to the Commission to the Five Civilized Tribes I correctly recorded the supplemental testimony in this case and that the foregoing is a true and complete transcript of my stenographic notes thereof.

May Hudson

Subscribed and sworn to before me this 19th day of October, 1904.

Samuel Johnson
Notary Public.

Cherokee
N. D. 3183

Muskogee, Indian Territory, June 15, 1906.

Rebecca Blackwell,
Fort Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Eliza Blackwell, born August 2, 1903.

Respectfully,

Commissioner.

NTP

Cher Fr M 402

Cher Fr M 402

Born May 8, 1902

20

Fr 1186

Fr. N-B, 402
IN RE

Application for Enrollment of

INFANT CHILD

Lelia Carson

as a citizen of

Cherokee Nation.

Approved _____ 190 _____

Commissoner.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Lelia Carson (Here insert name of child), born on the 8th day of May, 1902.
 Name of Father: Tom Carson a citizen of the Choctaw Nation.
 Name of Mother: Lillie Carson a citizen of the Cherokee Nation.
 Post-office Muskogee, P. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
 INDIAN TERRITORY.

Western District.

I, Lillie Carson, on oath state that I am twenty two
 years of age and a citizen, by birth, of the Cherokee Nation;
 that I am the lawful wife of Tom Carson, who is a citizen, by
birth, of the Choctaw Nation; that a female child was
 (Male or female)
 born to me on 8th day of May, 1902; that said child has been named
Lelia Carson, and is now living.

WITNESSES TO MARK:

Lillie Carson

Must be Two
 Witnesses.

Subscribed and sworn to before me this 23rd day of May, 1902

Annie H. Stewart
 My Commission Expires Oct. 21, 1907 NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA,
 INDIAN TERRITORY.

Western District.

I, Frances Norwood, a mid-wife, on oath state that I at-
 tended on Mrs. Lillie Carson, wife of Tom Carson
 on the 8th day of May, 1902; that there was born to her on said
 date a female child; that said child is now living and is said to have been named
 (MALE OR FEMALE)
Lelia Carson

WITNESSES TO MARK:

Frances Norwood

Must be Two
 Witnesses.

Subscribed and sworn to before me this 23rd day of May, 1902

Annie H. Stewart
 My Com. Expires Oct 21, 1907 NOTARY PUBLIC.

402

see
CHEROKEE FREEDMAN

199

Card F. 1186

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906

Lelia M. Carson

as a citizen of

Cherokee Nation.

CEH
Approved JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 21 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

CHEROKEE

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Nation,
 of Lelia M. Carson born on the 23 day of May 1902
 (Here insert name of child)
 Name of Father: Tom Carson a citizen of the Choctaw Nation.
 Name of Mother: Lillie Carson a citizen of the CHEROKEE Nation.
 Tribal enrollment of father: Tribal enrollment of mother: 23091
 Postoffice: Muskogee, Ok.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

..... Western District.

I, Lillie Carson, on oath state that I am 24
 years of age and a citizen by of the CHEROKEE Nation;
 that I am the lawful wife of Tom Carson who is a citizen, by
 adoption, of the Choctaw Nation; that a female child was
 born to me on 23 day of May 1902; that said child has been named
Lelia M. Carson and was living March 4, 1906.
Lillie Carson

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

21

day of

June 1906Chas E. Webster

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

..... Western District.

I, Francis Norwood midwife, on oath state that I
 attended on Lillie Carson wife of Tom Carson
 on the 23 day of May 1902 that there was born to her on said date a female
 child; that said child was living March 4, 1906, and is said to have been named
Lelia M. Carson

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

21

day of

June 1906Chas E. Webster

Notary Public.

for CHEROKEE FREEDMAN

402

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Geneva Carson

as a citizen of

Cherokee Nation.

CVH
Approved JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 21 1906

Card
71186

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation.
 [Here insert name of child] Genevieve Carson, born on the 7 day of Feb 1906
 Name of Father: John Carson, a citizen of the Choctaw Nation.
 Name of Mother: Lillie Carson, a citizen of the Cherokee Nation.
 Tribal enrollment of father: ✓ Tribal enrollment of mother: 730211
 Postoffice: Muskogee, Ok.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.
 I, Lillie Carson, on oath state that I am 21
 years of age and a citizen by adoption of the CHEROKEE Nation;
 that I am the lawful wife of John Carson, who is a citizen, by
adoption of the Choctaw Nation; that female child was
 [Male or Female]
 born to me on 7 day of Feb 1906, that said child has been named
Genevieve Carson and was living March 4, 1906.
Lillie Carson

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

7 day of June 1906.

Chas E Webster
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.
 I, Frances Norwood, a midwife, on oath state that I
 attended on Lillie Carson, wife of John Carson
 on the 7 day of Feb 1906, that there was born to her on said date a female
 [Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named
Genevieve Carson

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this

7 day of June 1906.

Chas E Webster
 Notary Public.

DEPARTMENT OF THE INTERIOR;
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, I. T., AUGUST 22, 1906.

In the matter of the application for the enrollment of
LELIA M. and GENEVIA CARSON as Cherokee Freedmen.

LILLIE CARSON, being first duly sworn, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Lillie Carson.
Q How old are you? A I was 24 in April.
Q What is your postoffice? A Muskogee.
Q Are you a Cherokee freedman? A Yes sir.
Q What is the name of your oldest child? A Lourena Carson.
Q Is she living? A Yes sir.
Q Is your father's name Israel Bryant? A Yes sir.
Q You made application for the enrollment of your children, Lelia M. and Genevia Carson as citizen of the Cherokee Nation, did you?
A Yes sir.
Q Those children both living now? A Yes sir.
Q When was Lelia born? A She was born the 23rd of May.
Q What year? A She is 4 years old, 4 years old this last May.
Q When was Genevia born? A Second day of February, she is 2 years old this last February.
Q What is the name of the father of those children? A Tom Carson.
Q Is this he (indicating)? A Yes sir.
Q Is he a citizen of the Cherokee Nation? A Chocataw Nation.
Q Is it your desire that your children, Lelia and Genevia be enrolled as citizens of the Cherokee Nation? A Certainly.
Q Was any application ever before your present application made for the enrollment of Lelia as a citizen of the Cherokee Nation? A No sir, not until I enrolled them here.
Q Why was there no application made for her,--it appears that she was born before September 1, 1902, and under the Act of Congress of July 1, 1902, the Cherokee Agreement, she would have been entitled to enrollment under that Act,--was there any application made for her under that Act? A No sir.

WITNESS EXCUSED.

TOM CARSON, being first duly sworn, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Tom Carson.
Q How old are you? A 27.
Q What is your postoffice? A Muskogee.
Q Are you an applicant for citizenship in the Cherokee Nation?
A No sir.
Q Have you applied for enrollment in any other Tribe in Indian Territory? A I have in the Chocataw Nation.
Q As a Chocataw Freedman? A Yes sir.
Q Under what name was that application made? A Under the name my father claimed he went by in the Chocataw Nation, Tom Chalk,--claimed his name was Albert Chalk, that is what they told me he went by,--Chalk in the Chocataw Nation.
Q Did you yourself apply for enrollment, or was an application made for you? A I applied.

- Q You applied under the name of Tom Chalk? A Yes sir.
Q Are you the husband of Lillie Carson? A Yes sir.
Q The records of t in office show that you and she have a child Lourena, was any application ever made for that child as a citizen of the Choctaw Nation? A No sir.
Q You have children Lelia M. and Genevieve? A No sir, I never had anybody put down but just myself.
Q You have children by those names? A Yes sir.
Q No application was made for them in the Choctaw Nation? A No sir.
Q When was your child Lourena born? A She was 6 years old the 12th of August.
Q If it should be determined that your children would probably have rights to enrollment in the Choctaw Nation as well as in the Cherokee Nation, in which Tribe do you elect to have them enrolled and to receive their allotments? A In the Cherokee.
Q You and your wife both desire them enrolled in the Cherokee Nation? A Yes sir.
Q Do you relinquish whatever right they may have in the Choctaw Nation? A Yes sir.

W I T N E S S E X C U S E D .

-----000-----

Gen. H. Linsley, being first duly sworn, states that as stenographer to the Commissioner to the Commissioner to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

Gen. H. Linsley

Subscribed and sworn to before me this 28th day of August, 1906.

Chas E. Herndon

Notary Public.

Cherokee V

Muskogee, Indian Territory, June 26, 1906.

Lillie Carson,

Muskogee, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications for the enrollment as citizens of the Cherokee Nation of Lelia M. Carson, born May 23, 1902, and Genevieve Carson, born February 2, 1904.

Respectfully,

Commissioner.

MMP

Cherokee Freedman
N.B.402.

Muskogee, Indian Territory, August 18, 1906.

Lillie Carson,

Muskogee, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Lelia M. and Gansvia Carson, as minor freedmen citizens of the Cherokee Nation, you are advised that before their enrollment will be complete, it will be necessary that you appear in person before the offices of the Commissioner in order that your testimony may be taken in their case. It is also directed that your husband, Tom Carson, father of said children, also appear in person with you, in order that his testimony may be taken in the case.

You and he are directed to appear before the Commissioner at the earliest practicable date in order that your testimony may be taken in this case.

Respectfully,

M.A.

Commissioner.

Cherokee Freedmen
N. B. 402

Muskogee, Indian Territory, August 15, 1906

Chief Clerk,

Choctaw-Chickasaw Enrollment Division.

Dear Madam:

Application has been made for the enrollment as new-born freedmen citizens of the Cherokee Nation, of Lelia M. Carson, born May 23, 1902, and Genevia Carson, born February 2, 1904, children of Tom Carson, a non-citizen of the Cherokee Nation, and Lillie Carson, a duly enrolled Cherokee freedman.

The Cherokee Enrollment Division is informally advised that Tom Carson is an applicant for enrollment as a Choctaw freedman, under the name of Tom Chalk, and that he is listed for enrollment on Choctaw Enrollment card, Field No. D 163.

You are requested to advise the Cherokee Enrollment Division whether or not application has been made for the enrollment of the above named children as citizens of the Choctaw Nation, and if so, the status of the same.

Respectfully,

L M B

Commissioner

Cher Fr M 403

Cher Fr M 403

719 403
CHEROKEE FREEDMAN
100

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 22, 1906.

Annie Mayfield.....

as a citizen of

Cherokee Nation.

Approved..... JAN 14 1907..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 2 1906

COMMISSIONER

RECEIVED

JUN 20 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Annix Mayfield, born on the 27 day of June, 1904
(Here insert name of child)
Name of Father: Houston Mayfield a citizen of the United States Nation.
Name of Mother: Bertha Mayfield a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Indeewi Cherokee
Postoffice: Wilson S. J. 3276

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.
I, Bertha Mayfield, on oath state that I am 20
Indeewi Bertha years of age and a citizen by of the Cherokee Nation;
that I am the lawful wife of Houston Mayfield, who is a citizen, by
of the United States Nation; that a Female child was
born to me on 27 day of June, 1904, that said child has been named
Annix Mayfield and was living March 4, 1906.

WITNESSES TO MARK

[Must be Two
Witnesses]

Subscribed and sworn to before me this 15 day of June, 1906.

Hugh Canine

Notary Public.

My Comm. Expires Feb. 9th, 1909.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.
I, Ella Mayfield, Indeewi, on oath state that I
attended on Bertha Mayfield wife of Houston Mayfield
on the 27 day of June, 1904, that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named Annix Mayfield.

WITNESSES TO MARK

[Must be Two
Witnesses]

Subscribed and sworn to before me this 15 day of June, 1906.

Hugh Canine

Notary Public.

My Commission Expires Feb. 9th, 1909.

403
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

Adam Mayfield

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 20 1906

63

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
Adam Mayfield, born on the 3 day of Nov 1905
(Here insert name of child)
 Name of Father: Houston Mayfield a citizen of the United States Nation.
 Name of Mother: Bertha Mayfield a citizen of the Cherokee Nation.
 Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee
 Postoffice: H Gibson I. O. 3276

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Wagon District.

I, Bertha Mayfield, on oath state that I am 20
 years of age and a citizen by Bertha of the Cherokee Nation;
 that I am the lawful wife of Houston Mayfield, who is a citizen, by
 of the United States Nation; that a male child was
(Male or Female)
 born to me on 3 day of Nov 1905; that said child has been named
Adam Mayfield and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 15 day of June 1906.Hugh C. Curren

Notary Public

My Commission Expires Feb. 9th, 1909. AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Wagon District.

I, Joseph Vann, a Midwife, on oath state that I
 attended on Bertha Mayfield, wife of Houston Mayfield
 on the 3 day of Nov 1905; that there was born to her on said date a male
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named

Adam MayfieldJoseph Vann

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 15 day of June 1906.Hugh C. Curren

Notary Public.

My Commission Expires Feb. 9th, 1909.

Jcc

190 JAN 403

Inc 70-2

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Adam Mayfield

as a citizen of

Cherokee

Nation.

Rob

Approved. JAN. 1906

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

DEC 27 1906

Commissioner

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Adam Mayfield, born on the 5 day of November, 1905
[Here insert name of child]
Name of Father: Houston Mayfield, a citizen of the United States xxxxx
Name of Mother: Bertha Mayfield, a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Cherokee Freedman
3274
Postoffice: Gibson, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

District. }

I, Bertha Mayfield, on oath state that I am 20
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Houston Mayfield, who is a citizen, xx
of the United States xxxxx; that a male child was
[Male or Female]
born to me on 5 day of November, 1905; that said child has been named
Adam Mayfield, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 22 day of Dec, 1906.

V. L. Hurst
Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

District. }

I, on oath state that I
attended on wife of
on the day of; that there was born to her on said date
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this day of 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR
 COMMISSION TO THE FIVE CIVILIZED TRIBES
 CHEROKEE LAND OFFICE
 Tahlequah, I. T., January 8, 1905.

In the matter of the application of Frances Holnet for the enrollment of himself, his children, Wallace, Fannie, Bertha, Charles, David, Lewis, Jessie, Adam and Jerry McBack and adopted son, Henry Thompson, as Cherokee freedmen.

SUPPLEMENTAL TESTIMONY.

- Q What is your name? A Bertha Mayfield.
 Q How old are you? A 19.
 Q What is your postoffice? A Ft. Gibson.
 Q Are you a Cherokee freedman? A Yes'm.
 Q Are you married? A Yes'm.
 Q What is the name of your husband? A Houston Mayfield.
 Q Is he a Cherokee freedman? A No.
 Q When were you married? A September 29, 1904.
 Q Are you and he living together now? A Yes'm.

I, May Hudson, state upon oath that as stenographer to the Commission to the Five Civilized Tribes I correctly recorded the supplemental testimony in this case and that the foregoing is a true and complete transcript of my stenographic notes thereof.

May Hudson

Subscribed and sworn to before me this 7th day of January, 1905.

Samuel Foreman
 Notary Public.

Cherokee T.

Muskogee, Indian Territory, June 25, 1906.

Bertha Mayfield,

Ft. Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Annie Mayfield, born June 27, 1904, and Adam Mayfield,
born November 3, 1905.

Respectfully,

Commissioner.

IMP

Cherokee Freedman
H.B.403.

Muskogee, Indian Territory, July 9, 1906.

Bertha Mayfield,

Port Gibson, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Annie and Adam Mayfield, as Cherokee Freedman, you are advised that in the affidavit as to birth of Adam Mayfield, there is only one witness to your signature by mark.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, all signatures by mark to be witnessed by two persons other than the notary before whom the affidavit is executed. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit,

Respectfully,

Encl. M.A.9-1.

Commissioner,

Cherokee Freed.
H.B. 403.

Muskogee, Indian Territory, December 10, 1906.

Bertha Mayfield,
Fort Gibson, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Annie and Adam Mayfield, as freedmen citizens of the Cherokee Nation, you are advised that in the affidavit as to the birth of Adam Mayfield your signature by mark is witnessed by only one person. The rules of this office require that all signatures by mark be witnessed by two persons other than the notary before whom the affidavit is executed, and you are requested to have the enclosed blank form of birth affidavit properly executed and return to this office at the earliest practicable date, all signatures by mark to be witnessed by two persons other than the notary before whom the affidavit is executed.

You are requested to return this letter with your reply.

Respectfully,

Encl. W-2.
S.W.

Commissioner.

Cher Fr M 404

Cher Fr M 404

40
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

63
Edgar McNaek

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 20 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Edgar M. Mack, born on the 30 day of Jan 1903
 (Here insert name of child)

Name of Father: Jammy M. Mack a citizen of the Cherokee Nation.

Name of Mother: Jammy M. Mack a citizen of the Cherokee Nation.

Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee

Postoffice: Fort Gibson

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Matamoras District.

Adrian M. Mack on oath state that I am
 the mother of Jammy M. Mack who was born Feb 22 1906
 years of age and a citizen by Birth of the Cherokee Nation;

that I am the lawful wife of Adrian M. Mack, who is a citizen, by

of the Cherokee Nation; that a male child was
 (Male or Female)

born to me on 30 day of Jan 1903 that said child has been named

Edgar M. Mack and was living March 4, 1906 and is in
my care. Adrian M. Mack

WITNESSES TO MARK:

[Must be Two
 Witnesses]

Subscribed and sworn to before me this 15 day of June 1906.

My Commission Expires May 9th, 1909.

Hugh L. Camm
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Matamoras District.

I, Sarah Vanner, mid wife, on oath state that I

attended on Jammy M. Mack, wife of Adrian M. Mack

on the 30 day of Jan 1903 that there was born to her on said date a male
 (Male or Female)

child; that said child was living March 4, 1906, and is said to have been named Edgar M. Mack

and said child was also further named Sarah Vanner
and said child was also further named Adrian M. Mack

Witnesses to Mark: John M. Mack

[Must be Two
 Witnesses]

Subscribed and sworn to before me this 15 day of June 1906.

My Commission Expires May 9th, 1909.

Hugh L. Camm
 Notary Public.

7213404

Line C-31

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

Edgar McNack

as a citizen of

Cherokee

Nation.

R68

Approved

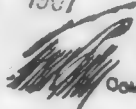
190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 9 1907



Commissioner

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Edgar McNack, born on the 30 day of January, 1903.
(Here insert name of child)
Name of Father: a citizen of the Nation.
Name of Mother: Fannie McNack a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: F. 3275.
Postoffice:

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I, Adam McNack, on oath state that I am
years of age and a citizen by adoption of the Cherokee Nation;
that I am the father of Fannie McNack, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
her (Male or Female)
born to her on 30 day of January, 1903; that said child has been named

Edgar McNack and was living March 4, 1906.
I further state that Fannie McNack died Feb 22 1906 Adam McNack

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 4th day of Jan, 1907.

W. L. Hersh
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... District. }

I, Sarah Vann, midwife, on oath state that I
attended on Fannie McNack, wife of
on the 30 day of January, 1903; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named.....
Edgar McNack

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this 4th day of Jan, 1907.

W. L. Hersh
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Edgar McNack as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on June 20, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Edgar McNack, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Edgar McNack, is the illegitimate minor child of one Fannie McNack, a regularly enrolled freedman citizen of the Cherokee Nation; that the said Edgar McNack was born to her on January 30, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Edgar McNack is entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly granted.



Commissioner.

Dated at Muskogee, Indian Territory,

this 2061 82 N76

Cherokee F

Muskogee, Indian Territory, June 25, 1906.

Adam McNack,

Fort Gibson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Edgar McNack, born January 30, 1903.

Respectfully,

Commissioner.

MMP

Cherokee F
N. B. 404.

Muskogee, Indian Territory, December 14, 1906.

Adam McNack,

Fort Gibson, Indian Territory,

Dear Sir:

In connection with the application for the enrollment of your grandchild, Edgar McNack, as a Cherokee freedman, you are advised that the mother of said child has been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Fannie McNack. Her name appears throughout the affidavit as to the birth of said child as Fanny McNack.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, the mother's name to appear throughout the same as Fannie McNack, and said affidavit to show the date of the death of said child's mother. This matter should receipt your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl.C-31
LMC

Commissioner.

Cherokee F.
N.B. 404.

Muskogee, Indian Territory, January 23, 1907.

Adam McNack,

Fort Gibson, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 23, 1907, granting the application for the enrollment of your grandchild, Edgar McNack, as a Cherokee freedman.

You will be advised when the name of said child has been placed upon a schedule of freedmen citizens of the Cherokee Nation and approved by the Secretary of the Interior.

Respectfully,

Commissioner.

Encl. N-106
JME

Cherokee N.B.

404

Muskogee, Indian Territory. January 23, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 23, 1907, granting the application for the enrollment of Edgar McNack as a Cherokee Freedman.

Respectfully,

B.R.C.

Enc B.C.23.

Commissioner.

Cherokee F.
N.B. 404

W. W. HASTINGS,
ATTORNEY.

OFFICE OF

H. H. VANCE,
SECRETARY.

Attorney for the Cherokee Nation,

MUSKOGEE, I. T. January 23, 1907.

The Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of your decision enrolling Edgar McNack as a Cherokee freedman. Time for protesting said decision is waived and I consent that said person may be placed upon the schedule immediately.

Yours very truly,

W. W. Hastings

Attorney for Cherokee Nation.

Cher Fr M 405

Cher Fr M 405

01112 403

Cherokee Freedman 405

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Oak Leon Wagoner.....

as a citizen of

..... Cherokee Nation.

Approved..... 190...

.....
Commissioner.

Department of the Interior
Commissioner to the Five
Civilized Tribes.

Filed Jul 2 1906

Tams Bixby
Commissioner

Received Jun 20 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Oak Leon Wagoner, born on the 30 day of June 1903.
 [Here insert name of child] non
 Name of Father: S. A. Wagoner, citizen of the Cherokee Nation.
 Name of Mother: Cora J. Wagoner, a citizen of the Cherokee Nation.
 Tribal enrollment of father: not enrolled. Tribal enrollment of mother: Freedman F.D. 570.
 Postoffice: Chelsea, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, S. A. Wagoner, on oath state that I am 33
 non
 years of age and a citizen by husband of the Cherokee Nation;
 that I am the lawful ~~husband~~ of Cora J. Wagoner, deceased, who is a citizen, by
 adoption of the Cherokee Nation; that a male child was
 her [Male or Female]
 born to me on 30 day of June 1903; that said child has been named
 Oak Leon Wagoner and was living March 4, 1906.

(Signed) S. A. Wagoner

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16 day of June 1906.

(SEAL)

(Signed) Archibald Bond

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Hanna Riley, a midwife, on oath state that I
 attended on Cora J. Wagoner, wife of S. A. Wagoner
 on the 30 day of June 1903; that there was born to her on said date a male
 child; that said child was living March 4, 1906, and is said to have been named Oak Leona Wagoner
 [Male or Female]

(Signed) Hannah Riley

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16 day of June 1906.

(SEAL)

(Signed) Archibald Bond

My Commission Expires April 26, 1909

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Oak Leon Wagoner as a Cherokee freedman.

D E C I S I O N

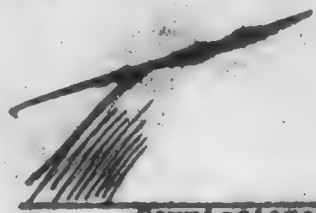
THE RECORDS OF THIS OFFICE SHOW: That on June 20, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Oak Leon Wagoner, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Oak Leon Wagoner, is the minor child of S. A. Wagoner, a non citizen of the Cherokee Nation, and Cora J. Wagoner, deceased, an alleged Cherokee freedman, and possesses no right to enrollment as a Cherokee freedman, not possessed by his said parents. It is further shown that the application for the enrollment of said Cora J. Wagoner, as a Cherokee freedman, was denied by the Commissioner to the Five Civilized Tribes February 27, 1907, and his decision was, on said date forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Oak Leon Wagoner is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



Commissioner

Dated at Muskogee, Indian Territory,

this FEB 28 1907

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

173

CHIEF CLERK,

CHEROKEE LAND OFFICE.

DEAR SIR:

The records of this office show

Clark Thomas Hughes

listed on Cherokee card No.

7443405

to be prima facie entitled to enrollment as *Indian* of the Cherokee Nation for the following reason,

viz:

Consent given by S. C. D. 1
Interim March 4 1907

Respectfully,

Commissioner.

Dated

1/23 1907

Cherokee 7

Muskogee, Indian Territory, June 25, 1906.

S. A. Wagoner,
Chelsea, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Oak Leon Wagoner, born June 30, 1903.

Respectfully,

Commissioner.

MMP

Cherokee F.M.B.
405.

COPY

Muskogee, Indian Territory, February 28, 1907.

S. A. Wagener,
Chelsea, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your minor child, Oak Leon Wagener as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

SIGNED

Commissioner.

Enc I-101

RPI

Register.

Cherokee P.M.B.
408

Copy

Muskogee, Indian Territory, February 28, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the five civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of Oak Leon Wagoner as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

SIGNED COMMISSIONER

Commissioner.

I-100

RPI

111
copy
Muskogee, Indian Territory, February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the provision of the Act of Congress approved April 26, 1906 (34 Stat., 137), of Oak Leen Wagoner, as a Cherokee freedman, together with the Commissioner's decision, dated February 28, 1907, rejecting said application.

Respectfully,

Commissioner.

Incl. GL-15.
GHL

Through the Commissioner
of Indian Affairs.

(COPY)

LAND
21750-1907

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the consolidated application for the enrollment of Moses Riley, et al., as Cherokee freedmen, wherein a final decision of rejection was rendered by the Commissioner as to all the parties applicant on February 27, 1907.

This case was remanded by the Department for further investigation, and a large number of witnesses were sworn and testified in the case, and 285 pages of additional testimony taken. In addition to the oral evidence, certain original and certified copies of records throwing light on the contentions of the parties, were filed with the record and are now submitted,

Commissioner Bixby found that the applicants had not been in such a manner recognized by the tribal authorities of the Cherokee Nation as freedmen of that Nation as to entitle them under the present laws to enrollment as freedmen of the Cherokee Nation. The Office cannot concur in this recommendation.

The Supplemental evidence submitted, in the judgment of the Office, by a clear preponderance thereof shows that

(2)

Samuel Riley, or Riley McNair, who was at the beginning of the War of the Rebellion a slave of a Cherokee citizen, returned to the Cherokee Nation within the time prescribed by the treaty of 1866 and re-established himself therein. Documentary and other evidence clearly showing recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the Nation is in the record. It is also shown that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and no serious question has been raised as to their right to so remain and occupy the tribal lands.

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Nathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elmore Riley, Ideller Riley, Luther D. Riley, Frank Riley, Lottie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley, -(son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Calvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Pessie Scott, Jirmie Scott, Delilah Johnson, Allie Johnson,

(3)

Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson,
Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson,
Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson,
Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie
Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth
Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls,
Edward Curls, James Curls, George Curls, Stephenia Curls,
Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha
Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson,
Clyde Thompson, Hollie Townsend, Rose Townsend, George Townsend,
Arthur Townsend, Ethel Townsend, Emma Purtle, Frank Riley and
Lovat Vann (children of Emma Purtle and Jesse Vann), Julius
Curls, Jr., -(son of Riley Curls), Oak Leon Wagoner (son of
Cora J. Wagoner), Jesse Barnett (son of Maud and William Riley),
Ellen Vann, Walter Vann, Vaneta Vann, and John C. Wiley (son of
William Riley).

Very respectfully,

C. F. Larrabee,
Acting Commissioner,

ERH-LC..

VI
175

(COPY)

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 4, 1907.

Land

21888-1907
21889-1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed records of the Commissioner to the Five Civilized Tribes in the matter of the applications of Julius Curle and Elmore Vann, applicants for enrollment as Cherokee freedmen, wherein decisions adverse to them were rendered by the Commissioner to the Five Civilized Tribes.

On the 2nd instant the Office in forwarding the Cherokee freedman case of Moses Riley recommended that the parents of these applicants, through whom they claim their rights, be enrolled. It necessarily follows, since the applications in these cases were made within the time prescribed by law, that if the parents were entitled, so are the children. It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed and that Julius Curle and Elmore Vann be enrolled as Cherokee freedmen.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

EBH-GH

(COPY)

Land.

21,902-1907.

21,912-1907.

21,909-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 4, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the applications for enrollment of Jesse Riley, Oak Leon Wagoner and Alice Riley, as Cherokee freedmen.

The Commissioner to the Five Civilized Tribes rejected these applicants because he had already rejected their parents who were involved in the consolidated Cherokee freedmen case of Moses Riley, et al.

On the 2nd instant in forwarding the case of Moses Riley, et al., the Office recommended the enrollment of the parents of each of these minors.

It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed, and that the applicants be enrolled.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

(E.B.H.) P.

E.I.
H.C.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

J.W.H.
J.W.H.
W.C.P.
J.R.W.

I.T.D.
7912-1907.
8018-8042-1907:

F.L.C.

March 4, 1907.

The Commissioner to the

Five Civilized Tribes,

Sir:

The Department has considered the record in the matter of the consolidated applications for the enrollment of Moses Riley et al. as Cherokee freedmen, which was the subject of your decision of February 27, 1907, adverse to the applicants.

It seems that this case is now before the Department with additional testimony taken upon rehearing beginning October 26, 1906. There is no question as to the right of the common ancestor of these applicants, as well as the elder parties to the case, to avail themselves of the opportunity afforded by article 9 of the treaty of 1866, between the United States and the Cherokee Nation, to acquire citizenship therein. The only question in issue concerns the date of the return of the common ancestor and his children to the Cherokee Nation. On the part of the applicants it is alleged that such return was made in the year 1866, it being claimed that the father of the family went first to the nation early in the spring of that year, and later returned to Kansas for the other members of the family, with whom he removed from Kansas to the Cherokee Nation in the fall of that year.

On behalf of the Cherokee Nation it is contended that the head of the Riley family did not go to the Cherokee Nation until the spring of 1867, and that the removal of the family did not follow until the fall of that year.

In your said decision of February 27, 1907, you state that the testimony introduced on behalf of the Cherokee Nation shows conclusively that no crop was made on the McNair place (in the Cherokee Nation) by any member or members of this family in 1866, and that none of said family was on that place "after the war of the rebellion, earlier than, possibly, May, 1867". This statement is presumably designed as a finding contrary to certain portions of the testimony of the applicants tending to show that the head of the family raised a crop of corn on the McNair place during the year 1866.

It is further stated in said decision that the testimony introduced on behalf of the applicants, to the effect that when the Riley family left the State of Kansas, they went direct to the said McNair place in the Cherokee Nation, is uncontradicted. Following this statement an analysis is made of the testimony of Judge William Spriggs, which was in favor of the applicants, and the inference is drawn that the testimony of Mr. Spriggs is inaccurate in respect to time.

Reference is also made by you to the census roll of citizenship of the Cherokee Nation prepared in the year 1867 by W. Tompkins, who was appointed by the United States as

commissioner for that purpose. As the applicants' names do not appear upon this roll you infer that they did not return to the nation within the time limited by the treaty of 1866. Reference is also made to the decision rendered by a commission on citizenship in the Cherokee Nation about the year 1878, or 1879, relative to one Riley McNair. The record does not clearly disclose anything concerning this decision, save that it went "by default" apparently in favor of the plaintiff.

Reporting in the matter, March 2, 1907, the Indian Office stated that it could not concur in your recommendation adverse to the applicants, finding that the supplemental evidence, by a clear preponderance of proof, showed return of Samuel Riley, or Riley McNair, to the Cherokee Nation within the time prescribed by the treaty of 1866. The Indian Office also notes the existence of documentary and other evidence which, in its opinion, clearly shows recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the nation.

The Indian Office further shows that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and that no serious question has been raised as to their right to occupy tribal lands.

Concluding its report of March 2, 1907, the Indian Office recommends the enrollment of certain of the applicants,

but not all of them, in the following language:

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Nathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elnora Riley, Idell Riley, Luther D. Riley, Frank Riley, Lottie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley (son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Calvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Bessie Scott, Jimmie Scott, Delilah Johnson, Allie Johnson, Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson, Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson, Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson, Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls, Edward Curls, James Curls, George Curls, Stephenia Curls, Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson, Clyde Thompson, Mollie Townsend, Rosa Townsend, George Townsend, Arthur Townsend, Ethel Townsend, Emma Purtle, Frank, Riley and Lovat Vann (children of Emma Purtle, and Jesse Vann), Julius Curls, Jr. (son of Riley Curls), Oak Leon Wagoner (son of Cora J. Wagoner), Jesse Barnett (son of Maud and William Riley), Ellen Bean, Walter Vann, Waneta Vann, and John C. Riley (son of William Riley).

The Department has considered the additional testimony taken at the rehearing, and has further examined in connection therewith the testimony of the principal applicants taken theretofore. The work of examining the case has been materially

lightened by the careful briefs submitted by the attorneys, both for and against the applicants. In connection with said arguments there was submitted by the attorneys for the parties in interest a synopsis or analysis of the testimony relied upon, from which the relative weight of their contentions can be determined with some degree of certainty. With the assistance of said attorneys, and in view of the examination of the record referred to above, the Department has been able to reach a conclusion in the case.

It is not considered that the reasons given in your decision are sufficient to support the conclusion therein reached. It is believed that your decision is based more upon inference and negative proof than upon positive showing adverse to the applicants.

On the other hand it is found that the testimony of numerous witnesses who were acquainted with the older applicants during the war of the rebellion, and prior to the treaty of 1866, shows with a high degree of certainty that said applicants left the State of Kansas and removed to the Cherokee Nation in the fall of 1866. This conclusion is corroborated by various official records, which show that in the years past the members of the family have been regarded as citizens of the Cherokee Nation. Prominent among the witnesses who testified in their favor is Judge William Spriggs, referred to above. It appears that he is a man who has held positions of high honor in the

State of Kansas, and that his testimony is entirely trustworthy. Such testimony is verified in material respects by that of numerous other white citizens of Kansas, who were his neighbors during the war. According to the testimony of Judge Spriggs, he advised the father of the principal applicants early in the year 1866, during the pendency of the treaty with the Cherokee Indians to remove to the Cherokee Nation, in order to secure their rights. An effort has been made to discredit the testimony of Judge Spriggs because it tends in part to show that the Cherokee freedmen were adopted by act of Congress, or treaty, in the spring of 1866, when as a matter of history the treaty with the Cherokees was not ratified until July 19th of the year 1866.

It is found, however, that at the close of the war of the rebellion new treaties with the Five Civilized Tribes were necessary on account of the attitude assumed by them during the war, and because of the changed conditions resulting from it. Consequently negotiations with said tribes were begun as soon as possible after the close of the war, and were under way as early as April of 1866. The testimony of a number of other prominent citizens in Kansas was given in favor of the applicants, showing the date of their removal to the nation. Said testimony is largely cumulative in character, and need not be further referred to. It is considered important, moreover, to observe that the testimony of the principal applicant in 1901, compared with that given him more than five years thereafter, is notably consistent in all material respects.

The testimony submitted on behalf of the Nation is not deemed sufficient to overcome that presented by the applicants or to show, of itself, that they should be denied enrolment. No serious attempt was made to refute the statements of Judge Spriggs and his neighbors although some effort was made to establish generally the probability of error in testimony after lapse of years. But if there is such probability it is no more likely to occur on one side than on the other, and in the case of Judge Spriggs and his associates I find that their memories were fortified and reinforced, through association, by important matters and events which enabled them to fix definitely the date of applicant's removal to the Nation. The Nation places considerable stress upon the testimony of Mary J. Thompson who claimed to have returned after the war to the Old McNair place, in the Cherokee Nation, in the fall of 1866, and who testifies that none of the Riley boys made a crop upon the place that year. This testimony necessarily relates to the spring and summer of 1866, yet it is not claimed that she herself returned to the Nation until November 1866. Manifestly decisive weight should not be attached to her testimony under such circumstances, her statements being, like that of others relied upon by the Nation, negative rather than positive. Even though all the force claimed be given the testimony of this witness as well as to that of others, including, particularly, Herman Vann, Key Catcher, and J. H. Covell, the De-

partment would not be warranted in denying the enrolment of the applicants, except as noted hereinafter. Accordingly, as the Department concurs in the recommendation of the Indian Office, you are directed to enroll the persons mentioned herein, whose names are contained in the extract quoted from Indian Office report of March 2, 1907, and set forth above, as Cherokee Freedmen.

Your decision of February 27, 1907 is reversed as to the persons named in Indian Office report of March 2, 1907 (Land 21760 - 1907) but as to the other persons who are parties to this case, your said decision, adverse to them, is hereby affirmed.

The Department has also considered the Cherokee Freedmen cases of Julius Curks and Elmore Vann, both of whom were denied enrollment by your decisions of February 28, 1907. The Indian Office recommends the enrollment of these children. Inasmuch as their parents are found herein to be entitled to enrollment, the Department concurs in the recommendation of the Indian Office and your said decisions, both dated February 28, 1907, are hereby reversed. You are accordingly directed to enroll Elmore Vann as a Cherokee freedman. The name of Julius Curks appears in the list quoted from Indian Office Report of the 2nd instant.

On February 28, 1908, by separate decisions, you also denied the enrolment of Jesse Riley, Oak Leon Wagoner, and Alice Riley, as Cherokee freedmen. The Indian Office reported under

date of March 4, 1907 that the enrolment of the parents of these children was recommended in its report of the 2nd instant. Such being the case, your said decisions of February 28, 1907, are hereby reversed and you are also directed to enroll the said Jesse Riley and Alice Riley as Cherokee freedmen. As to Oak Leon Wagoner, his name also appears hereinbefore in the list quoted from Indian Office letter of March 2, 1907.

A copy of this decision has been sent to the Indian Office, together with the papers in the cases referred to herein.

Very respectfully,

Jesse E. Wilson,

Acting Secretary

A F Mc
3-4-07.

Cherokee F. D. 372

Muskogee, Indian Territory, March 27, 1907.

Sim Wagoner,

Chelsea, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting, among others, the application for the enrollment of your deceased wife, Cora J. Wagoner, and children, Oval and Oak Leon Wagoner, as Cherokee freedmen, was reversed by the Secretary of the Interior, March 4, 1907, and said application granted.

Respectfully,

JMH

Commissioner.

Cherokee F.
D 256-et al.

Muskogee, Indian Territory, March 27, 1907.

Starr & Patten, Attorneys for Moses Riley, et al.,
Vinita, Indian Territory.

Gentlemen:

You are hereby advised that the decision of the
Commissioner to the Five Civilized Tribes, dated February 27,
1907, rejecting the application for the enrollment of Moses Riley,
et al., as Cherokeefreedmen, was reversed by the Secretary of
the Interior, March 4, 1907, as to Moses Riley et al., and
affirmed as to Jane Riley, et al.

For your information, there is enclosed herewith a
copy of Departmental decision referred to.

Respectfully,

Enc C-5

Commissioner.

LMC

Cherokee P.
D 258 et al.

Muskogee, Indian Territory, March 27, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting the application for the enrollment of Moses Riley, et al., as Cherokee freedmen, was reversed by the Secretary of the Interior, March 4, 1907, as to Moses Riley et al., and affirmed as to Jane Riley, et al.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Enc C-4

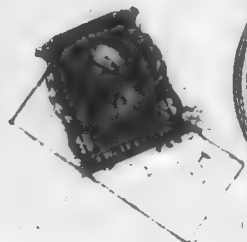
Commissioner.

LMO.

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TERR.



375

S. A. Wagoner,

Cherokee, Indian Territory.

Cher Fr M 406

Cher Fr M 406

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

.....Odell Foster.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE
FIVE CIVILIZED TRIBES

FILED
Jul. 2-1906.

Tams Bixby,
Commissioner.

RECEIVED
Jun. 21, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee..... Nation,
of Odell Foster..... born on the 21..... day of Jan...... 1905.
[Here insert name of child]
Name of Father:..... Robert Foster..... a citizen of the..... Cherokee..... Nation.
Name of Mother:..... Hester Foster..... a citizen of the..... Cherokee..... Nation.
Tribal enrollment of father: Cherokee Freedman, Tribal enrollment of mother: Cherokee Freedman.
Postoffice..... Ketchum, I. T......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Northern..... District. }

I, Hester Foster....., on oath state that I am..... 39.....
years of age and a citizen by adoption..... of the..... Cherokee..... Nation;
that I am the lawful wife of..... Robert Foster....., who is a citizen, by
adoption..... of the..... Cherokee..... Nation; that a Male..... child was
[Male or Female]
born to me on..... 21..... day of..... January..... 1905.; that said child has been named
..... Odell Foster..... and was living March 4, 1906.
her
..... Hester x Foster
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { J. B. Laurence.....
..... Jas. H. Blanton.....

Subscribed and sworn to before me this..... 16..... day of..... June..... 1906.

(SEAL)

..... J. H. Blanton.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Northern..... District. }

I, Maria Washburn....., a..... Midwife....., on oath state that I
attended on Hester Foster....., wife of..... Robert Foster.....
on the..... 21..... day of..... January..... 1905.; that there was born to her on said date a..... Male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named..... Odell Foster.....

..... Maria x Washburn.....

WITNESSES TO MARK:

[Must be Two Witnesses] { T. L. Baker.....
..... A. O. Blanton.....

Subscribed and sworn to before me this..... 20..... day of..... June..... 1906.

(SEAL)

..... J. H. Blanton.....

Notary Public.

CHEROKEE FREEDMAN F.N.B.406

109

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

.....Odell Foster.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

RECEIVED
JUL 24, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Odell Foster, born on the 21 day of Jan. 1905.
(Here insert name of child)
Name of Father: Robert Foster a citizen of the Cherokee Nation.
Name of Mother: Hester Foster a citizen of the Cherokee Nation.
Tribal enrollment of father: Card F. D. 522 Tribal enrollment of mother: Card F. D. 383.
Postoffice: Ketchum, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Northern District. }

I, Hester Foster, on oath state that I am 39
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Robert Foster, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
[Male or Female]
born to me on 21st day of January 1905; that said child has been named
Odell Foster and was living March 4, 1906.

her
Hester x Foster
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Nelson Moora
J. N. Vertle

Subscribed and sworn to before me this 21 day of July 1906.

J. H. Blanton
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Northern District. }

I, Maria Washburn, a Midwife, on oath state that I
attended on Hester Foster, wife of Robert Foster
on the 21st day of January 1905; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Odell Foster.

Maria Washburn

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....
.....

Subscribed and sworn to before me this 21 day of July 1906.

(SEAL)

J. H. Blanton
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Odell Foster as a Cherokee Freedman.

D E C I S I O N
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on June 21, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation, of Odell Foster, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Odell Foster, is the minor child of Robert Foster and Hester Foster alleged Cherokees, and possesses no right to enrollment not possessed by either of his said parents. It is further shown that the applications for the enrollment of Robert Foster and Hester Foster were denied by the Commission to the Five Civilized Tribes June 16, 1906, and its action approved by the Secretary of the Interior January 4, 1907, (I.T.D. 8180, 8906, 8529, 8727, 8739-05).

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Odell Foster is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



Commissioner.

Dated at Muskogee, Indian Territory,
this FEB 23 1907

Cherokee F
B. 404

Muskogee, Indian Territory, June 29, 1906.

Robert Foster,

Notchum, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Odell Foster, born January 21, 1905.

Respectfully,

Commissioner.

HMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
N. B. 406.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 9, 1906.

Robert Foster,
Ketchum, Indian Territory.

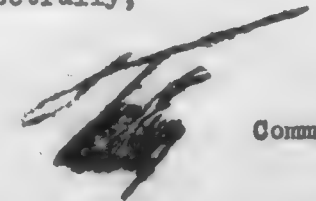
Dear Sir:

In connection with the application for the enrollment of your child, Odell Foster, as a Cherokee freedman, you are advised that the notary before whom the affidavit was executed is a witness to the signature by mark of the midwife, who was in attendance at the birth of said child. The rules of this office require all signatures by mark to be witnessed by two persons other than the notary before whom the affidavit is executed.

There is enclosed herewith a blank form of birth affidavit, which you are requested to properly execute and return to this office, having all signatures by mark witnessed by two persons other than the notary before whom the affidavit is executed. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,



Commissioner.

Incl.C-50
LMC

Cherokee F.M.B.

406

Muskogee, Indian Territory, February 23, 1907

Robert Foster,

Ketchum, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your minor child, Odell Foster, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-356

Commissioner.

RPI

Register.

Cherokee F.M.B.

406

Muskogee, Indian Territory, February 25, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of Odell Foster as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-355

Commissioner.

RPI

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Odell Foster, as a Cherokee freedman, together with the decision of the Commissioner, dated February 23, 1907, rejecting said application.

Respectfully,

Bnc I-357

Commissioner.

RPI

Through the Commissioner
of Indian Affairs.

C O P Y .

Refer in reply
to the following :
Land 19597-1907.
19579

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of the proceedings in the matter of the application for the enrollment of Odell Foster as a Cherokee freedman, together with the decision of Commissioner Bixby, dated February 23, 1907, adverse to the applicant.

The decision has been examined in this Office and found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,
Acting Commissioner.

REM-w.

T.P.
W.H.H.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

LES.

D.C. 13259-1907.

I.T.D.

7042, 7044, 7046, 7062, 7064,
7074, 7078, 7080, 7082, 7086,
7092, 7094, 7096, 7102, 7120,
7146, 7150, 7152, 7164, 7166,
7168, 7170, 7172, 7182, 7202,
7204, 7206, 7210, 7212, 7220,
7242, 7250, 7254, 7264, 7274,
7276, 7278, 7280, 7284, 7286,
7290, 7302, 7304, 7306, 7308,
7312, 7314, 7342, 7350,
7352, 7354, 7356, 7360, 7362,
7384, 7390, 7402, 7420, 7424,
7426, 7428, 7440, 7482, 7484,
7502, 7504, 7508, 7510, 7512,
7516, 7518, 7520, 7522, 7524,
7528, 7530, 7532, 7534, 7538,
7540, 7542, 7544, 7562, 7598,
7606, 7612, 7614, 7622, 7650,
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case. Date of your letter of transmittal.

John Wesley Freeman (freedman),
Harry M. Curry, et al.,
Stephen Baldrige (freedman),
Thomas Bell (freedman),
Martha J. Burgess (intermarriage).

February 18, 1907.
February 23, 1907.
February 18, 1907.
February 18, 1907.
February 22, 1907.

Moses Carter (freedman),	February 1, 1907.
Harshel L. Hyde (by blood),	February 21, 1907.
John W. Goss (intermarriage),	February 21, 1907.
William S. Hutchens (intermarriage),	February 25, 1907.
Mattie Mackey (freedman),	February 23, 1907.
William C. Smith (by blood),	February 21, 1907.
Roy Drum (by blood),	February 27, 1907.
Loneta Johnson, et al. (by blood),	February 23, 1907.
Cynthia A. Fields, (intermarriage),	February 23, 1907.
Nathaniel Wickliff, (freedman),	February 16, 1907.
Herbert K. Hyde (by blood),	February 20, 1907.
Mollie Hurst (intermarriage),	February 23, 1907.
Mollie C. Collins (intermarriage),	February 23, 1907.
Amanda Brackett (intermarriage),	February 23, 1907.
Fatima Keys (intermarriage),	February 23, 1907.
Levi P. Isbell (intermarriage),	February 20, 1907.
Annie C. Butler (intermarriage),	February 23, 1907.
James R. Bivin (intermarriage),	February 14, 1907.
Laura Ross (freedman),	February 23, 1907.
Willie Joanna Lowe, et al. (freedman)	February 23, 1907.
William T. Teague (by blood),	February 20, 1907.
Theodore Jones (freedman),	February 25, 1907.
Viola M. Finwick (freedman),	February 25, 1907.
Wiley Polston, et al., (freedmen),	February 23, 1907.
Pansey Grinnett (freedman),	February 21, 1907.
Alice Harman (intermarriage),	February 23, 1907.
Betty McLaughlin (by blood),	January 17, 1907.
Loran Alfred Lovett (by blood),	February 15, 1907.
Haudie Skaggs (by blood),	February 15, 1907.
Robert Walker (freedman),	February 14, 1907.
Edward B. Frayser (intermarriage),	February 16, 1907.
Daniel Sitsler, et al., (by blood),	February 14, 1907.
Olla May Mitchell (by blood),	February 16, 1907.
Felix F. Witt (intermarriage),	February 19, 1907.
Preston G. Browning (intermarriage),	February 23, 1907.
Harrison Cecil Smith, et al., (by blood)	February 16, 1907.
Lilly Irene True, et al., (by blood),	February 25, 1907.
Alberta Sanders, et al., (freedmen),	February 25, 1907.
Samuel Sanders (freedman),	February 21, 1907.
Peggie Bearpaw (by blood),	February 25, 1907.
Lawrence Graves (freedman),	February 25, 1907.
James Beck (freedman),	February 25, 1907.
J. Lillian Pruett, et al. (by blood),	February 23, 1907.
Charles W. Trent (intermarriage),	February 25, 1907.
John Greece (by blood),	February 25, 1907.
Bessie Landrum, et al. (freedmen),	February 25, 1907.
David Monroe Moses (freedman),	February 25, 1907.
Rosa S. Whitaker (intermarriage),	February 25, 1907.

Rooseburn Wright (freedman),	February 14, 1907.
Lenard King, et al. (by blood),	February 14, 1907.
Robertta Vann (freedman),	February 14, 1907.
Thomas Leroy Loyd (freedman),	February 14, 1907.
Jesse O. Holland, et al. (by blood),	February 22, 1907.
Sarah A. Trout (intermarriage),	February 25, 1907.
W. D. Amsey, et al. (by blood),	February 25, 1907.
Cornlyer Vestal (freedman),	February 25, 1907.
Lizzie H. Langley (intermarriage),	February 25, 1907.
Charles Geldie Hall, et al. (by blood),	February 20, 1907.
Myrtle Adams (freedman),	February 25, 1907.
Annie Screechowl (as citizens), et al.	February 25, 1907.
Ruby Miller (by blood),	February 25, 1907.
Clarence Jones, et al., (freedmen),	February 23, 1907.
John H. Ellis (intermarriage),	February 20, 1907.
Leroy Shields (freedman),	February 16, 1907.
Edmond Durant, et al. (freedmen),	February 23, 1907.
Jane Crittenden (intermarriage),	February 20, 1907.
Jesse Bell (freedman),	February 23, 1907.
Elizabeth C. Leach (intermarriage),	February 23, 1907.
Elsie Mabel Barritt (by blood),	February 1, 1907.
Eliza Rolston (intermarriage),	February 7, 1907.
Tom Mayes Vann (freedman),	February 18, 1907.
Willie Lee Hanks, et al. (freedmen),	February 18, 1907.
Julia J. Wilkerson (by blood),	February 21, 1907.
Blanch Bars, et al. (by blood),	February 23, 1907.
Martha W. Morgan (intermarriage),	February 21, 1907.
Edker Williams (by blood),	February 21, 1907.
Doc Herron England (by blood),	February 21, 1907.
Mildred Teague (by blood),	February 18, 1907.
Odell Foster (freedman),	February 23, 1907.
Willie Colbert (freedman),	February 21, 1907.
Arthur D. Jackson (by blood),	February 21, 1907.
Eliza J. Huston (intermarriage),	February 25, 1907.
Ottorein Allen (freedman),	February 18, 1907.
Viola Martin (freedman),	February 18, 1907.
Archie Taylor (freedman),	February 18, 1907.
Joseph N. Thompson (intermarriage),	February 23, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) F. A. Hitchcock,

Secretary.

91 enclosures, and
122 enclosures to Ind. Of.
with copy hereof.
F.C.F. 3/4/07.

Cherokee F.
H.B. 406.

Muskogee, Indian Territory, March 30, 1907.

Robert Foster,
Ketchum, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of Odell Foster, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Geo. D. Rodgers.
Acting Commissioner.

Encl.C-90
LMC

Cherokee F.N.D.
338

Wuskegee, Indian Territory, March 30, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Wuskegee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Geo. D. Seelye
Acting Commissioner.

Incl. P-4-60
WOP

Cher Fr M 407

Cher Fr M 407

407

CHEROKEE FREEDMAN

Cherokee Freedman

199

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Cal Harris

as a citizen of

Cherokee Nation.

L.E.H.

Approved JAN 14 1907 190

[Signature]
Commissioner.

COMMISSIONER TO THE CIVILIZED FINE

FILED

July 4, 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 22 1906

Cal Harris
Cherokee
J. Cord

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Cal. Harris born on the 4th day of Nov. 1904
(Here insert name of child)
 Name of father: Henry Harris a citizen of the U.S. Nation.
 Name of mother: Ada Harris a citizen of the Cherokee Nation.
 Tribal enrollment of father: Citizen of U.S. Tribal enrollment of
 mother: Cherokee Freedman #4129
 Postoffice: Leinapah, Ar.
 AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Ada Harris on oath state that I am 25
 years of age and a citizen by Adoption of the Cherokee Nation;
 that I am the lawful wife of Henry Harris who is a citizen, by
 of the U.S. Nation; that a Male child was
(Male or Female)
 born to me on 4th day of Nov. 1904 that said child has been
 named Cal Harris, and was living March 4, 1906.
Ada Harris.

WITNESSES TO MARK:

[Must be Two
 Witnesses.]

Subscribed and sworn to before me this 21st day of June 1906.
My Com Ex
Oct 24-1909 W. E. Twichell
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Sallie Humphas a Mid-Wife, on oath state that I
 attended on Ada Harris wife of Henry Harris
 on the 4th day of Nov. 1904 that there was born to her on said
 date a Male child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Cal Harris

WITNESSES TO MARK:

[Must be Two
 Witnesses.]

Subscribed and sworn to before me this 21st day of June 1906.
My Com Ex
Oct 24-1909 W. E. Twichell
 Notary Public.

MARRIAGE LICENSE.

COPY

United States of America, }
 INDIAN TERRITORY, } SS.
 Northern District.

No. 134

To any Person Authorized by Law to Solemnize Marriage—Greeting:

You are hereby commanded to Solemnize the Rite and publish the Bans of Matrimony between Mr. Henry Harris, of Lenapah, in the Indian Territory, aged 30 years, and Miss Ada Umphas, of Lenapah, in the Indian Territory, aged 23 years, according to law, and do you officially sign and return this license to the parties therein named.

WITNESS my hand and official seal at Nowata, Indian Territory, this 9 day of August A. D. 1904.

(Signed) Chas. A. Davidson
 Clerk of the U. S. Court.

By J. H. Morehouse Deputy.

CERTIFICATE OF MARRIAGE.

United States of America, }
 INDIAN TERRITORY, } SS.
 Northern District.

I, William E. Twichell, Mayor, a Minister of the Gospel, DO HEREBY CERTIFY, of the Incorporated town of Lenapah, I.T. that on the 9th day of August, A. D. 1904, I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish the Bans of Matrimony between the parties therein named.

SEAL WITNESS my hand this 9th day of August A. D. 1904

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District, Book At Vinita Indian Territory.

(Signed) William E. Twichell
 A Minister of the Gospel.
 Mayor of the Incorporated
 Lenapah Indian Territory.

CERTIFICATE OF RECORD.

United States of America, }
INDIAN TERRITORY, } SS.
Northern District.

I, Charles A. Davidson, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 2 day of September 1904, at M., and duly recorded in Book C, Marriage Record, Page 240.

WITNESS my hand and seal of said Court at Muskogee, in said Territory, this 2 day of SEPTEMBER, A. D. 1904.

(Signed) Chas. A. Davidson Clerk.

By Deputy.

DEPARTMENT OF THE INTERIOR, COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, I. T., April 10, 1907.

I, the undersigned, a Stenographer to the Commission to the Five Civilized Tribes, do hereby certify that the above and foregoing is a true and correct copy of the original offered in evidence in the matter of application for enrollment of Cal Harris

as a citizen of the Cherokee Nation.

Mattie Mace

Subscribed and sworn to before me this April 10th, 1907.

Walter W. Russell
Notary Public.

Cherokee
N. B. 407

Muskogee, Indian Territory, June 29, 1906.

Ada Harris,
Lenapeh, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Cal Harris, born November 4, 1904.

Respectfully,

MMP

Commissioner.

REFER IN REPLY TO THE FOLLOWING:
Cherokee F.
H. E. 407.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 5, 1906.

Ada Harris,

Lenapah, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Cal Harris, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office by return mail, under what name application was made for your enrollment, your age, the names of your parents, and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

LMC

7113407

INDEXED

COMMISSIONER TO THE CHIEF	
No.	Received
28817 JUL 12 1906	

Harris, Ada,
Lenapah, I. T.,
Cherokee Nation,
July 11, 1906.

Gives information relative
to her enrollment.

CHEROKEE ENROLLMENT

Lenapah Ind. Ter.

July 11/1906

Bawes Commissioner.

Muskogee Ind. Ter.

Dear Sir

I received your letter asking
who I am. I am the
daughter of Sallie Humphrey
enrolled with her as a minor
child at that time and a sister
to Mattie Murrell was Ada
Humphrey. but since that
time I have married and
changed my name to Ada
Harris my age at this time
is twenty five I don't know
what age I was enrolled at
I was a minor child at
that time yours truly
Ada Harris.

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedman
M.B.407.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 27, 1906.

Ada Harris,

Lenapah, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Cal Harris, as a Cherokee freedman, you are requested to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's father.

You are requested to return this letter with your reply.

Respectfully

M.A.

Commissioner.

Cher Fr M 408

Cher Fr M 408

IN RE
Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

.....Willie Jonna Lowe.....

as a citizen of

.....Charokee..... Nation.

C.E.W.
Approved..... 190...

.....
Tams Bixby Commissioner

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE
FIVE CIVILIZED TRIBES.

FILED
AUG. 20-1906

TAMS BIXBY,
COMMISSIONER.

RECEIVED
JUN. 18, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,
ofWillie Joanna Lowe....., born on the 15.....day of July.....1903.
[Here insert name of child]
Name of Father:.....Willie Lowe.....a citizen of the.....Greek.....Nation.
Name of Mother:.....Lillie Lowe.....a citizen of the.....Cherokee.....Nation.
Tribal enrollment of father.....Tribal enrollment of mother.....F. 3287.....
Postoffice.....Bristow, Indian Territory.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
...Western Judicial.....District. }

I,Lillie Lowe....., on oath state that I am.....thirty-one..
years of age and a citizen by..adoption.....of the.....Cherokee.....Nation;
that I am the lawful wife of.....Willie Lowe....., who is a citizen, by
...blood.....of the.....Greek.....Nation; that a female.....child was
[Male or Female]
born to me on...15.....day of...July.....1903.; that said child has been named
...Willie Joanna Lowe.....and was living March 4, 1906.

.....Lillie Lowe.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this...17.....day of...Aug.....1906.

(SEAL)
My Com. expires Jany. 12-1908.

.....C. E. Purdy.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
...Western Judicial.....District. }

I,Mary Robbins....., a.....Midwife....., on oath state that I
attended onLillie Lowe....., wife of.....Willie Lowe.....
on the...15.....day of...July.....1903.; that there was born to her on said date a.....female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....

...Willie Joanna Lowe.....her
.....Mary x Robbins.....
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

.....John W. Overstreet.....
.....W. J. Cates.....

Subscribed and sworn to before me this...17.....day of...Aug.....1906.

(SEAL)
My Com. expires Jany. 12-1908.

.....C. E. Purdy.....
Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

....James Henry Love.....

as a citizen of

.....Cherokee..... Nation.

C.E.W.

Approved..... 190...

.....

Tams Bixby Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE
FIVE CIVILIZED TRIBES

FILED

AUG. 20-1906.

TAMS BIXBY,
COMMISSIONER.

RECEIVED
JUN. 18-1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee..... Nation,
of James Henry Lowe....., born on the 3rd day of March..... 1906.
[Here insert name of child]
Name of Father:..... Willie Lowe..... a citizen of the..... Creek..... Nation.
Name of Mother:..... Lillie Lowe..... a citizen of the..... Cherokee..... Nation.
Tribal enrollment of father..... Tribal enrollment of mother..... F. 3287.....
Postoffice..... Bristow, Indian Territory.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
..... Western Judicial..... District. }

I, Lillie Lowe....., on oath state that I am..... thirty-one.....
years of age and a citizen by... adoption... of the..... Cherokee..... Nation;
that I am the lawful wife of..... Willie Lowe....., who is a citizen, by
.. blood....., of the..... Creek..... Nation; that a .. male..... child was
[Male or Female]
born to me on... 3rd..... day of..... March..... 1906.; that said child has been named
..... James Henry Lowe..... and was living March 4, 1906.

..... Lillie Lowe.....

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this... 17..... day of..... Aug..... 1906.

(SEAL)

My Com. expires,
Jany. 12-1908.

..... C. E. Purdy.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
..... Western Judicial..... District. }

I, Mary Robbins....., a... Midwife....., on oath state that I
attended on Lillie Lowe....., wife of..... Willie Lowe.....
on the ... 3rd..... day of..... March..... 1906.; that there was born to her on said date a... male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....

..... James Henry Lowe.....

her

Mary x Robbins
mark

WITNESSES TO MARK:

[Must be Two
Witnesses] {

John W. Overstreet.....

W. J. Cate.....

Subscribed and sworn to before me this... 17..... day of..... Aug..... 1906.

(SEAL)

My Com. expires
Jany. 12-1908.

..... C. E. Purdy.....

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Mary Robbins, et al., as Cherokee Freedmen, consolidating the applications of:

Mary Robbins, et al.....	Cherokee Freedmen 389
Lillie Lowe, et al.....	Cherokee Freedmen 398
Albert Rogers.....	Cherokee Freedman 397
James Rogers.....	Cherokee Freedman D60

D E C I S I O N

- - - - -

THE RECORDS OF THIS OFFICE SHOW: That applications for enrollment as Cherokee freedmen were made to the Commission to the Five Civilized Tribes by Mary Robbins for herself and minor grandchild, Dollie Rogers, who, prior to September 1, 1902, was married to one Will Jones, and will now be listed for enrollment as Dollie Jones; thereafter on August 30, 1902, there was filed with the Commission to the Five Civilized Tribes an affidavit showing the birth, on December 12, 1901, of Sherman Jones, son of the applicant, Dollie Jones; by Lillie Lowe for herself and minor children, Ransom and Evalina Lowe; thereafter on August 30, 1902, there was filed with the Commission to the Five Civilized Tribes an affidavit showing the birth, on March 29, 1902, of Bertha Lowe, child of the applicant, Lillie Lowe; by Albert Rogers for himself, and by James Rogers for himself. The records further show that on March 5, 1904, the Commission to the Five Civilized Tribes rendered its decision herein, granting the applications for the enrollment of Mary Robbins, Dollie Jones (Rogers), Sherman Jones, Lillie Lowe, Ransom Lowe, Evalina Lowe, Bertha Lowe and Albert Rogers as Cherokee freedmen, and that their names are included in a partial roll of freedmen citizens of the Cherokee Nation approved by the Secretary of the Interior November 16, 1904, opposite Nos. 3280, 3281, 3282, 3287, 3288, 3289, 3290 and 3286, respectively, and that on June 30, 1905, said Commission rendered its decision herein, denying the said James Rogers the right to enrollment as a Cherokee freedman, which decision was, on same date, duly forwarded the Secretary of the Interior for his review and decision. Thereafter on July 19, 1906 (I.T.D.9862-05, 7502-06), a motion to reopen the case of James Rogers, having been filed in behalf of said applicant, the Department remanded his case to this office with instructions to notify the applicant, James Rogers, that he would be required to establish when and where he was born in the Cherokee Nation, and also to introduce testimony to determine whether Mary Robbins, formerly Mary Rogers, his mother, did return to the Cherokee Nation prior to February 11, 1867. Said Department:

letter directed this office to consolidate on the rehearing and readjudication of the case of James Rogers, Cherokee freedman D 66, the cases of Mary Robbins, et al., Cherokee freedmen 389, Albert Rogers, Cherokee freedman 397 and Lillie Lowe, et al., Cherokee freedmen 398. Further proceedings in the matter of said application were had at Melvin, Indian Territory, October 10, and at Muskogee, Indian Territory, October 11, 1906.

THE EVIDENCE IN THIS CASE SHOWS: That the principal applicant herein, Mary Robbins, was the slave of a Cherokee citizen at the commencement of the war of the rebellion; that during the progress of said rebellion she left the Cherokee Nation and did not return thereto and establish an actual personal bona fide residence in the Cherokee Nation within the time specified in the decree of the Court of Claims rendered February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. The Cherokee Nation, et al., as provided by paragraph two of Section three of the Act of Congress approved April 26, 1906 (34 Stat. 137), for the return of freedmen to said Nation. The evidence further shows that all the other applicants herein are descendants of the said Mary Robbins, born since 1866, and neither claim nor possess any rights to enrollment as Cherokee freedmen other than as such descendants. Excepting the Kern-Clifton roll, none of the applicants herein can be identified on any roll of the Cherokee Nation in the possession of this office.

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section twenty-one of the Act of Congress approved June 28, 1898 (30 Stat. 495), Mary Robbins, Dollie Jones, Sherman Jones, Lillie Lowe, Ransom Lowe, Evalina Lowe, Bertha Lowe, Albert Rogers and James Rogers are not entitled to enrollment as Cherokee freedmen and their applications for enrollment as such are accordingly denied.

TAMM BIXBY.
Commissioner.

Dated at Muskogee, Indian Territory,

this DEC 3 1906.

G. H. I.

Cherokee F.N.B. 408

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of
WILLIE JOANNA LOWE and JAMES HENRY LOWE as Cherokee freedmen,

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 18, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Willie Joanna and James Henry Lowe, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Willie Joanna and James Henry Lowe, who were born July 18, 1903, and March 3, 1906, respectively, and were living March 4, 1906, are the minor children of one Willie Lowe, a non-citizen of the Cherokee Nation, and Lillie Lowe, an alleged Cherokee freedman, and possess no right to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on December 3, 1906, the application for the enrollment of said Lillie Lowe as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was, on said date, forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Willie Joanna Lowe and James Henry Lowe are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.



Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 23 1907

Muskogee, Indian Territory, June 21, 1906.

Lillie Lowe,

Bristow, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Willie Jonah Lowe, born July 15, 1903, and James Henry Lowe,
born March 3, 1906.

Respectfully,

Commissioner.

NMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
N. B. 408.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 7, 1906.

Lillie Lowe,

Bristow, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Willis ^{Joanna} Jonah and James Henry Lowe, as Cherokee freedmen, you are advised that the notary, before whom the affidavits were executed, is a witness to the signature by mark of the mid-wife, who attended you at the birth of said children.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to have properly executed and return to this office, having all signatures by mark witnessed by two persons, other than the notary before whom the affidavits are executed. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,

Incl.C-70
LMC


Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.H.B.

408

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 23, 1907.

Willie Lowe,

Bristow, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your minor children, Willie Joanna and James Henry Lowe as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Commissioner.

Enc I-359

RPI

Register/

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1907 (34 Stat., 137), of Willie Joamma and James Henry Lowe as Cherokee freedmen, together with the decision of the Commissioner, dated February 23, 1907, rejecting said application.

Respectfully,

Enc I-360

Commissioner.

RPI

Through the Commissioner
of Indian Affairs.

Cherokee P.H.B.

408

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of Willie Jeanna Lowe and James Henry Lowe as Cherokee freedmen.

The decision, togetherwith the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-356

Commissioner.

RPI

C O P Y .

Land.
20444-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Bixby, dated February 23, 1907, relative to the application for the enrollment of Willis Joanna, and James Henry Lowe as Cherokee freedmen, together with the decision of the Commissioner, of February 23, 1907, rejecting the application.

The office has examined the record in this case and finds the conclusions of the Commissioner to be correct.

His decision denying the application is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJV-IM.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I. T. D.

7042,	7044,	7046,	7062,	7060,
7074,	7078,	7080,	7082,	7086,
7092,	7094,	7096,	7108,	7120,
7144,	7150,	7154,	7164,	7166,
7168,	7190,	7192,	7168,	7202,
7204,	7206,	7210,	7212,	7220,
7242,	7250,	7254,	7264,	7274,
7276,	7278,	7280,	7284,	7286,
7290,	7300,	7302,	7304,	7306,
7308,	7312,	7314,	7316,	7350,
7352,	7354,	7356,	7360,	7362,
7352,	7354,	7358,	7360,	7362,
7384,	7390,	7408,	7420,	7424,
7426,	7428,	7440,	7442,	7484,
7502,	7504,	7508,	7510,	7512,
7516,	7518,	7520,	7522,	7524,
7528,	7530,	7532,	7534,	7538,
7540,	7542,	7544,	7562,	7598,
7606,	7612,	7616,	7622,	7630,
7754, all 1907.				

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Date of your
letter of transmittal.

February 18, 1907.
February 19, 1907.
February 20, 1907.
February 22, 1907.

Moses Carter (freedman),	February 1, 1907.
Harrahel L. Hyde (by blood),	February 21, 1907.
John W. Goss (intermarriage),	February 21, 1907.
William S. Hutchens (intermarriage),	February 25, 1907.
Mattie Mackey (freedman),	February 23, 1907.
William G. Smith (by blood),	February 21, 1907.
Ray Drum (by blood),	February 27, 1907.
Leneta Johnson, et al. (by blood),	February 23, 1907.
Cynthia A. Fields, (intermarriage),	February 23, 1907.
Nathaniel Wickliff, (freedman),	February 16, 1907.
Herbert K. Hyde (by blood),	February 20, 1907.
Mellie Hurst (intermarriage),	February 23, 1907.
Mellie G. Collins (intermarriage),	February 23, 1907.
Amanda Brachett (intermarriage),	February 23, 1907.
Fatima Keys (intermarriage),	February 23, 1907.
Levi P. Isbell (intermarriage),	February 20, 1907.
Annie C. Butler (intermarriage),	February 23, 1907.
James R. Divin (intermarriage),	February 14, 1907.
Laura Ross (freedman),	February 23, 1907.
Willie Joanna Lowe, et al. (freedman)	February 23, 1907.
William T. Teague (by blood),	February 20, 1907.
Theodore Jones (freedman),	February 25, 1907.
Viola M. Pinwick (freedman),	February 25, 1907.
Wiley Polston, et al., (freedmen),	February 23, 1907.
Fansy Grinnett (freedman),	February 21, 1907.
Alice Harman (intermarriage),	February 23, 1907.
Betty McLaughlin (by blood),	January 17, 1907.
Loran Alfred Levett (by blood),	February 15, 1907.
Maudie Skaggs (by blood),	February 15, 1907.
Robert Walker (freedman)	February 14, 1907.
Edward B. Frayser (intermarriage),	February 16, 1907.
Daniel Siteler, et al., (by blood),	February 14, 1907.
Olla May Mitchell (by blood),	February 16, 1907.
Felix F. Witt (intermarriage),	February 19, 1907.
Preston G. Browning (intermarriage),	February 23, 1907.
Harrison Cecil Smith, et al., (by blood)	February 18, 1907.
Lilly Irene True, et al., (by blood),	February 23, 1907.
Alberta Sanders, et al., (freedman),	February 23, 1907.
Samuel Sanders (freedman),	February 21, 1907.
Peggie Bearpaw (by blood),	February 25, 1907.
Lawrence Graves (freedman),	February 25, 1907.
James Beck (freedman),	February 25, 1907.
J. Lillian Pruett, et al. (by blood),	February 23, 1907.
Charles W. Trent (intermarriage),	February 25, 1907.
John Grecco (by blood),	February 25, 1907.
Bessie Landrum, et al. (freedman)/	February 25, 1907.
David Monroe Moses (freedman),	February 25, 1907.
Rosa S. Whitaker (intermarriage),	February 25, 1907.

POOR ORIGINAL -
BEST AVAILABLE COPY

Roseburn Wright (freedman),	February 14, 1907.
Leonard King, et al. (by blood),	February 14, 1907.
Roberta Vann (freedman),	February 14, 1907.
Thomas Leroy Loyd (freedman),	February 14, 1907.
Jesse O. Holland, et al. (by blood),	February 22, 1907.
Samuel A. Trout (intermarriage),	February 23, 1907.
J. D. Amsey et al. (by blood),	February 25, 1907.
Carulyer Vestel (freedman),	February 25, 1907.
Lizzie H. Langley (intermarriage),	February 25, 1907.
Charles Goldie Hall, et al. (by blood)	February 20, 1907.
Myrtle Adams (freedman),	February 25, 1907.
Annie Screephowl (as citizens), et al.	February 25, 1907.
Ruby Miller (by blood),	February 25, 1907.
Clarence Jones, et al., (freedmen),	February 23, 1907.
John H. Ellis (intermarriage),	February 20, 1907.
Leroy Shields (freedman),	February 16, 1907.
Edmond Durent, et al. (freedmen),	February 23, 1907.
Jane Crittenden (intermarriage),	February 20, 1907.
Jesse Bell (freedman),	February 23, 1907.
Elizabeth C. Leach (intermarriage),	February 23, 1907.
Katie Kabel Harritt (by blood),	February 1, 1907.
Eliza Rolston (intermarriage),	February 7, 1907.
Tom Mayes Vann (freedman),	February 18, 1907.
Willie Lee Hanks, et al. (freedmen),	February 18, 1907.
Julia J. Wilkerson (by blood),	February 21, 1907.
Blanch Bane, et al. (by blood),	February 23, 1907.
Martha W. Morgan (intermarriage),	February 21, 1907.
Edker Williams (by blood),	February 21, 1907.
Doc Herrea England (by blood),	February 21, 1907.
Kildred Teague (by blood),	February 18, 1907.
Odell Foster (freedman),	February 23, 1907.
Willie Colbert (freedman),	February 21, 1907.
Arthur D. Jackson (by blood),	February 21, 1907.
Eliza J. Huston (intermarriage),	February 25, 1907.
Ottorein Allen (freedman),	February 18, 1907.
Viola Martin (freedman),	February 18, 1907.
Archib Taylor (freedman),	February 18, 1907.
Joseph N. Thompson (intermarriage),	February 23, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and
182 enclosures to Ind. Of.,
with copy hereof.
W.C.F. 3/4/07.

POOR ORIGINAL -
BEST AVAILABLE COPY

Cherokee F.
H.B.408

Muskogee, Indian Territory, March 30, 1907.

Willie Lowe,

Bristow, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your children, Willie Joanna and James Henry Lowe, as Cherokee Freedmen, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-32
JMH

Geo. D. Rodgers.
Acting Commissioner.

Cherokee F.W.B.
335

Waskagee, Indian Territory, March 30, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Waskagee, Indian Territory .

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

D. Rodgers.
Acting Commissioner.

Incl. P-4-40
VMP

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



Willie Lowe,

Bristow, Indian Territory.

131
131

Cher Fr M 409

Cher Fr M 409

Joe
CHEROKEE FREEDMAN

409

100

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Toles Love

as a citizen of

Cherokee

Nation.

[Signature]
Approved

JAN 14 1907

190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 22 1906

1102

LS 879

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Tales Lone born on the 2 day of March 1904
(Here insert name of child)
 Name of father: Frank Lone a citizen of the Cherokee Nation.
 Name of mother: Anna Lone a citizen of the Cherokee Nation.
 Tribal enrollment of father: Freedman Tribal enrollment of
 mother: Freedman 2616
 Postoffice: Coffeyville Kans
 AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
North District.

I, Anna Lone on oath state that I am 28
 years of age and a citizen by Freedman of the Cherokee Nation;
 that I am the lawful wife of Frank Lone who is a citizen, by
Freedman of the Cherokee Nation; that a Female child was
(Male or Female)
 born to me on 2 day of March 1904; that said child has been
 named Tales Lone, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 19 day of June 1906.

My Commission Exps 11 sept 1909 W. T. Graham
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
North District.

I, Rachel Rectos mid wife, on oath state that I
 attended on Anna Lone wife of Frank Lone
 on the 2 day of March 1904; that there was born to her on said
 date a Female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Tales Lone

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 19 day of June 1906.

My Commission Exps 11 sept 1909 W. T. Graham
 Notary Public.

409

CHEROKEE FREEDMAN

Jee

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Bessie Love

as a citizen of

Cherokee Nation.

gph

Approved JAN 14 1907 190

[Signature]

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]

COMMISSIONER

RECEIVED

JUN 22 1906

F. 1163

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cheeskee Nation,
 of Bessie Love born on the 23 day of Oct 1905 -
(Here insert name of child)
 Name of father: Frank Love a citizen of the Cheeskee Nation.
 Name of mother: Anna Love a citizen of the Cheeskee Nation.
 Tribal enrollment of father Freedman Tribal enrollment of
 mother Freedman 2616
 Postoffice Caffeyville Kans
 AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Anna Love on oath state that I am 28
 years of age and a citizen by Freedman of the Cheeskee Nation;
 that I am the lawful wife of Frank Love who is a citizen, by
Freedman of the Cheeskee Nation; that a Female child was
(Male or Female)
 born to me on 23 day of Oct 1905; that said child has been
 named Bessie Love, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
 Witnesses.]

Subscribed and sworn to before me this 19 day of June 1906.

My Commission Exps 11 sept 1909
W. T. Graham
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Rachel Rector mid wife, on oath state that I
 attended on Anna Love wife of Frank Love
 on the 23 day of Oct 1905; that there was born to her on said
 date a Female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Bessie Love

WITNESSES TO MARK:

[Must be Two
 Witnesses.]

Subscribed and sworn to before me this 19 day of June 1906.

My Commission Exps 11 sept 1909
W. T. Graham
 Notary Public.

Cherokee P.
H. B. 409

Muskogee, Indian Territory, June 29, 1906.

Frank Love,

Geffeyville, Kansas.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Teles Love, born March 2, 1904, and Bessie Love, born October
23, 1905.

Respectfully,

Commissioner.

MMP

Cher Fr M 410

Cher Fr M 410

Cherokee Freedman
CHEROKEE FREEDMAN
Eluana Merrill

199

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Eluana Merrill

as a citizen of

Cherokee Nation

CAF
Approved JAN 14 1907 190

[Signature]
Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 22 1906

5970

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Elnora Merrell born on the 22nd day of August 1903
(Here insert name of child)
 Name of father: Lewis Merrell a citizen of the U. S. Nation.
 Name of mother: Mattie Merrell a citizen of the Cherokee Nation.
 Tribal enrollment of father: Citizen of U. S. Tribal enrollment of
 mother: Cherokee Freedman 4113

Postoffice

Lenape Ind, Ter.

AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Mattie Merrell on oath state that I am 37
 years of age and a citizen by Adoption of the Cherokee Nation;
 that I am the lawful wife of Lewis Merrell who is a citizen, by
 of the U. S. Nation; that a Female child was
(Male or Female)
 born to me on 22nd day of August 1903 that said child has been
 named Elnora Merrell, and was living March 4, 1906.

Mattie Merrell

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 21st day of June 1906.

My Comm. Ex.
Oct. 24-1909

W. E. Drivichell
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Sallie Humphreys a Mid-Wife, on oath state that I
 attended on Mattie Merrell wife of Lewis Merrell
 on the 22nd day of August 1903; that there was born to her on said
 date Female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Elnora Merrell

Sallie Humphreys

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 21st day of June 1906.

My Comm. Ex.
Oct. 24-1909

W. E. Drivichell
 Notary Public.

410
CHEROKEE FREEDMAN

Cherokee Freedman

100

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Lucinda Merrell
as a citizen of

Cherokee Nation.

[Signature]
Approved JAN 14 1907 1907

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER.

RECEIVED

JUN 22 1906

1445

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
Lucinda A. Merrell born on the 28th day of February 1906
(Here insert name of child)
 Name of father: Lewis Merrell a citizen of the U. S. Nation.
 Name of mother: Mattie Merrell a citizen of the Cherokee Nation.
 Tribal enrollment of father: Citizen of U. S. Tribal enrollment of
 mother: Cherokee Freedman \$4113
 Postoffice Lerrapah D. S.
 AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Mattie Merrell on oath state that I am 37¹/₂
 years of age and a citizen by Adoption of the Cherokee Nation;
 that I am the lawful wife of Lewis Merrell who is a citizen, by
 of the U. S. Nation; that a Female child was
(Male or Female)
 born to me on 28th day of February 1906; that said child has been
 named Lucinda A. Merrell and was living March 4, 1906.
Mattie Merrell

WITNESSES TO MARK:

[Must be Two Witnesses.]

Subscribed and sworn to before me this 21st day of June 1906.

My Comm. Ex
Oct. 24-1909

W. E. Swichell
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Sallie Humphreys a mid-Wife, on oath state that I
 attended on Mattie Merrell wife of Lewis Merrell
 on the 28th day of February 1906; that there was born to her on said
 date a Female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Lucinda A. Merrell

Sallie Humphreys

WITNESSES TO MARK:

[Must be Two Witnesses.]

Subscribed and sworn to before me this 21st day of June 1906.

My Comm. Ex
Oct. 24-1909

W. E. Swichell
 Notary Public.

Cherokee V
N. B. 410.

Muskogee, Indian Territory, June 29, 1906.

Mattie Merrell,

Lenapah, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Elnora Merrell, born August 22, 1903, and Lucinda Merrell,
born February 28, 1906.

Respectfully,

Commissioner.

MMP

Cher Fr M 411

Cher Fr M 411

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906

Alanda Shields.....

as a citizen of

Cherokee..... Nation.

Approved.....190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 23 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Clanader Shields, born on the 27th day of June, 1906.
(Here insert name of child)
 Name of Father: Frank Shields K. F. a citizen of the Cherokee Nation.
 Name of Mother: Mary Shields a citizen of the Cherokee Nation.
 Tribal enrollment of father: 4072 K. F. Tribal enrollment of mother: 4072
 Postoffice: Coffeyville Kansas

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Mary Shields, on oath state that I am Thirty One
 years of age and a citizen by blood, of the Cherokee Nation;
 that I am the lawful wife of Frank Shields, who is a citizen, by
Unctfull Franson of the Cherokee Nation; that a Male child was
(Male or Female)
 born to me on 27th day of June, 1906; that said child has been named
Clanader Shields and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses] { L. J. Conover
E. R. Taylor

Subscribed and sworn to before me this 22nd day of June, 1906.

Sam. F. Wilkinson
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Lydia Shields, a Woman, on oath state that I
 attended on Mary Shields, wife of Frank Shields
 on the 27th day of June, 1906; that there was born to her on said date a Male
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Clanader
Shields

WITNESSES TO MARK:

[Must be Two Witnesses] { L. J. Conover
E. R. Taylor

Subscribed and sworn to before me this 22nd day of June, 1906.

Sam. F. Wilkinson
 Notary Public.

CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906

Olander Shields

as a citizen of

Cherokee

Nation.

LEW
Approved. FEB. 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 18 1906

COMMISSIONER

RECEIVED

JUL 12 1906

1491

Incl C-72

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Olander Shields, born on the 27 day of June 1904
(Here insert name of child)
Name of Father: Frank Shields a citizen of the Cherokee Nation.
Name of Mother: Mary Shields a citizen of the Cherokee Nation.
Tribal enrollment of father: Card F. D. 719 Tribal enrollment of mother: E. 4072.
Postoffice: Coffeyville, Kansas.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, ~~Indian Territory~~, Montgomery Co. Kansas

I, Mary Shields, on oath state that I am thirty-one
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Frank Shields, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
[Male or Female]
born to me on 27th day of June 1904 that said child has been named
Olander Shields and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 11th day of July 1906.

Com Expires Nov. 24, 1909. Sam. R. Wilkinson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, ~~Indian Territory~~, Montgomery Co. Kansas

I, Lida Carter, a Woman, on oath state that I
attended on Mary Shields wife of Frank Shields
on the 27th day of June 1904 that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Olander Shields.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 11th day of July 1906.

Com Expires Nov. 24, 1909. Sam. R. Wilkinson
Notary Public.

jee

411

CHEROKEE FREEDMAN
199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Hazel May Shields.....
as a citizen of

Cherokee..... Nation.

3711
Approved... FEB 1907 190...

[Signature]
Commissioner:

COMMISSIONER TO THE CHIEF OF BUREAU OF INDIAN AFFAIRS

FILED

JUL 2 1906

RECEIVED

JUN 23 1906

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1491

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Hazel May Shields, born on the 18 day of July, 1902
(Here insert name of child)
Name of Father: Frank Shields W. F. a citizen of the Cherokee Nation.
Name of Mother: Mary Shields a citizen of the Cherokee Nation.
Tribal enrollment of father: Montgomery F. Tribal enrollment of mother: 1072
Postoffice: Coffeyville Kansas

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Montgomery Co. } Kans
I, Mary Shields, on oath state that I am Thirty One
years of age and a citizen by blood, of the Cherokee Nation;
that I am the lawful wife of Frank Shields, who is a citizen, by
Montgomery, of the Cherokee Nation; that a Female child was
(Male or Female)
born to me on 18th day of July, 1902, that said child has been named
Hazel May Shields and was living March 4, 1906.
Mary Shields
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 22nd day of June, 1906.

Sam F. Wilkinson
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Montgomery Co. } Kans
I, Lydia Carter, a Woman, on oath state that I
attended on Mary Shields wife of Frank Shields
on the 18th day of July, 1902, that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Hazel May Shields

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 22nd day of July, 1906.

Sam F. Wilkinson
Notary Public.

100 7013 4H

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Hazel May Shields

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

On Schedule
File

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Hazel May Shields born on the 15 day of July 1902
(Here insert name of child)
Name of Father: Frank Shields a citizen of the Cherokee Nation.
Name of Mother: Mary Shields a citizen of the Cherokee Nation.
Tribal enrollment of father Card F. D. 719 Tribal enrollment of mother F. 4072
Postoffice Coffeyville, Kansas.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
District.

I, Mary Shields, on oath state that I am 31
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Frank Shields, who is a citizen, by
adoption of the Cherokee Nation; that a female child was
(Male or Female)
born to me on 15th day of July 1902; that said child has been named
Hazel May Shields and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 1st day of February 1907.

My Commission expires Nov. 19th 1908 John A. Kidd
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
District.

I, Lydia Carter, a mid-wife, on oath state that I
attended on Mary Shields, wife of Frank Shields
on the 15 day of July 1902; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Hazel May Shields.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 1st day of February 1907.

My Commission expires Nov. 19th 1908 John A. Kidd
Notary Public.

100 72844

Inv. 6-20

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1900.

Olander Shields

as a citizen of

Charokee Nation.

Approved..... 190...

Commissioner.

On Schedule
File

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Olander Shields, born on the 27 day of June, 1904.
(Here insert name of child)
Name of Father: Frank Shields a citizen of the Cherokee Nation.
Name of Mother: Mary Shields a citizen of the Cherokee Nation.
Tribal enrollment of father: Card F. D. 719 Tribal enrollment of mother: F. 4072
Postoffice:

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

District. }

I, Mary Shields, on oath state that I am 31
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Frank Shields, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
born to me on 27 day of June, 1904; that said child has been named
Olander Shields

and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 1st day of February, 1907

My Commission expires Nov. 18, 1908 John A. Kidd
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

District. }

I, Lidia Carter, a mid-wife, on oath state that I
attended on Mary Shields, wife of Frank Shields
on the 27th day of June, 1904; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named
Olander Shields

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 1st day of February, 1907

My Commission expires Nov. 18, 1908 John A. Kidd
Notary Public.

Cherokee V.
N. B. 41X

Muskogee, Indian Territory, June 29, 1906.

Mary Shields,
Coffeyville, Kansas.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Hazel May Shields, born July 16, 1902, and Olander Shields,
born June 27, 1906.

Respectfully,

Commissioner,

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F
H. B. 411.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 5, 1906.

Mary Shields,

Coffeyville, Kansas.

Dear Madam:

In connection with the applications for the enrollment of your children, Hazel May and Olander Shields, as Cherokee freedmen, you are advised that in the caption of the affidavit as to the birth of Olander Shields, its birth is given as June 27, 1904, and in your affidavit and in the affidavit of the mid-wife, who attended you at the birth of said child, its birth is given as June 27, 1906.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, giving the correct date of the birth of said child. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl.C-72
LMC

Commissioner.

Cherokee F
N. B. 411

Muskogee, Indian Territory, December 19, 1906.

Mary Shields,
Coffeyville, Kansas.

Dear Madam:

In connection with the application for the enrollment of your children, Hazel May and Olander Shields, as Cherokee freedmen, you are advised that in your affidavits and in the affidavits of the midwife who attended you at the birth of said children, the venue of the notary is given as Notheren District, Indian Territory, while his notarial seal shows him to be an officer in and for Montgomery County, Kansas.

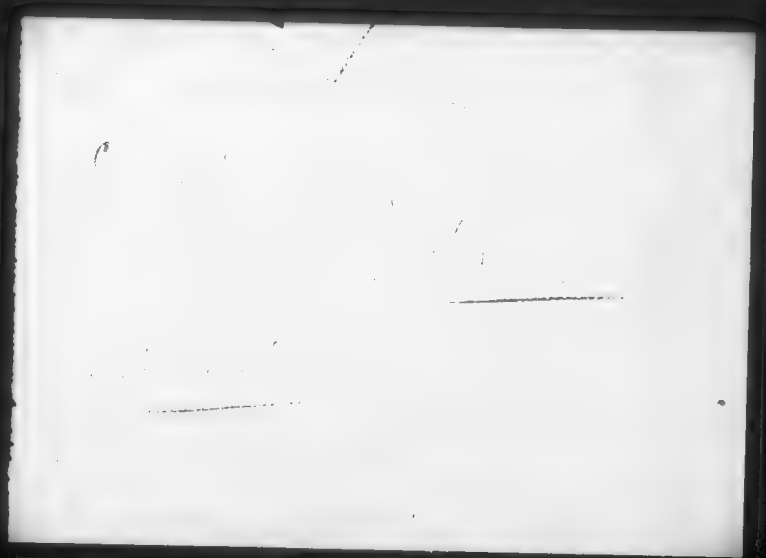
There are enclosed herewith two blank forms of birth affidavits, which you are requested to have properly executed and return to this office at the earliest practicable date.

You are requested to return this letter with the affidavits.

Respectfully,

Incl. C-20
LMC

Acting Commissioner.



Cher Fr M 412

Cher Fr M 412

20412
CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved April 20, 1906

Maggie Smith
as a citizen of

Cherokee Nation

[Signature]
Approved JAN 14 1907 190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 20 1906

21432

21432

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation
of Maggie Smith, born on the 23rd day of June, 1904
(Here insert name of child)
Name of Father: Aaron Smith, a citizen of the Non-Citizen Nation.
Name of Mother: Ella Smith, a citizen of the Cherokee Nation.
Tribal enrollment of father None Tribal enrollment of mother Cherokee-Freedman 3914
Postoffice Nowata, Ind. Ter.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Ella Smith, on oath state that I am Twenty-three
years of age and a citizen by blood of the Cherokee Nation,
that I am the lawful wife of Aaron Smith, who is a citizen, by
None, of the None Nation; that a female child was
born to me on 23rd day of June, 1904; that said child has been named
Maggie Smith, and was living March 4, 1906.

Ella Smith

WITNESSES TO MARK:

Must be Two
Witnesses

Jahus King
R. M. Muraine

Subscribed and sworn to before me this 16th day of June, 1906.

My commission expires 5/29/07.

C. J. Weaver

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Hattie Staten, a mid-wife, on oath state that I
attended on Ella Smith, wife of Aaron Smith, Non-Citizen,
on the 23rd day of June, 1904; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named
Maggie Smith

Hattie x Staten
her mark

WITNESSES TO MARK:

Must be Two
Witnesses

Sadie Sterling
Maggie Sterling

Subscribed and sworn to before me this 16th day of June, 1906.

My commission expires July 11th A.D. 1906

W. H. Mars
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
CHEROKEE LAND OFFICE,
Tahlequah, I. T., June 26, 1905.

In the matter of the application for the enrollment
of Ella Musgrove, as a Cherokee Freedman. No. 1432.

ELLA SMITH, being duly sworn by Joe Chambers, a
Notary Public and examined by the Commission, testified as
follows:

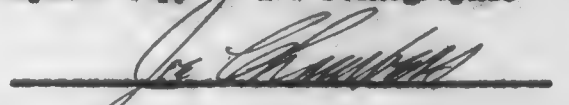
- Q What is your name? A Ella Smith.
Q How old are you? A 22 years old.
Q What was your name before you married? A Ella Musgrove.
Q What is your post-office? A Sapulpa? x
Q Are you a Cherokee Freedman? A Yes sir.
Q Have you married since you filed? A Yes sir.
Q What is the name of your husband? A Aaron R. Smith.
Q Is he a citizen of the Cherokee Nation? A No sir.
Q Your marriage license and certificate show that you were
married on the 5th day of April, 1905. Is that correct?
A Yes sir.
Q Are you and he living together now? A Yes sir.

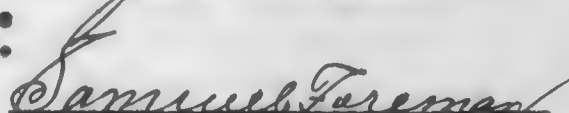
BY THE COMMISSION:

A copy of this testimony will be filed with Cherokee
Allotment Case No. ~~23322~~ P-3914.

Joe Chambers, being duly sworn, states that as stenog-
rapher to the Commission to the Five Civilized Tribes, he cor-
rectly recorded the testimony in this case, and that the above
and foregoing is a true and complete copy of his stenographic
notes.

Subscribed and sworn to before
me this 26th day of June, 1905.





Notary Public.

INDEXED

24933

Smith, Aaron,
Capulpa, I.T.,
Creek Station,
June 19, 1906.

Transmits B.C. of Maggie
Smith.

~~CREEK ENROLLMENT,~~

Cherokee

F. L. MAHS
J. J. MAHS

Mars and Mars

Lawyers

Rooms 1, 2 and 3, Sollee Building

STENOGRAPHER AND NOTARY
PUBLIC IN OFFICE : PHONE 11

SAPULPA, IND. TER.

June 19, 1906.

Harris Commission,
Muskogee, Okla.
Gentlemen:—

Please find enclosed proof of birth
of Maggie Smith, and file the same and
acknowledge receipt of same and oblige.

Warren Smith
Hawata,
I.D.

Muskogee, Indian Territory, June 23, 1904.

Aaron Smith,
Nowata, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Maggie Smith, born June 23, 1904.

Respectfully,

Commissioner.

MMP

Cher Fr M 413

Cher Fr M 413

IN RE
Application for Enrollment of
INFANT CHILD

as a citizen of

Nation

Approved..... 190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED JUL 2, 1906

Tams Bixby,
Commissioner

APR 10 1905

**DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.**

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Roberdy Vann (Here insert name of child.), born on the 26 day of March, 1902
Name of Father: James Vann a citizen of the Cherokee Nation.
Name of Mother: Georgia Estrick a citizen of the United States Nation.
Postoffice Fort Gibson, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Western DISTRICT. }

I, Mother died July 1904, on oath state that I am
years of age and a citizen by _____ of the _____ Nation;
that I am the lawful wife of _____ who is a citizen, by
_____ of the _____ Nation; that a _____ child was
(Male or Female.)
born to me on _____ day of _____, 1902; that said child has been named
_____, and is now living.

WITNESSES TO MARK:

(Must be Two
Witnesses.) {

Subscribed and sworn to before me this _____ day of _____, 1902.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Western DISTRICT. }

I, Dinah Walker, a midwife, on oath state that I
attended on Mrs. Georgia Estrick, wife of _____
on the 26 day of March, 1902, that there was born to her on said date a female
(Male or Female.)
child; that said child is now living and is said to have been named Roberdy Vann

WITNESSES TO MARK:

(Must be Two
Witnesses.) {

BEAL

Bessie Vann
J. J. Bailey

her
Dina X Walker
mark

Subscribed and sworn to before me this 25 day of March, 1905.

Com. ex- July 6, 1908.

(Signed) Wm. D. McBride

Notary Public.

CHEROKEE FREEDMAN 413

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

..Roberta Vann.....

as a citizen of

..... Cherokee Nation.

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED JUL 2, 1906

Tams Bixby,
Commissioner

Received JUN 25, 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIKORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN THE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Roberta Vann, born on the 26 day March 1902.
(Here insert name of child)
Name of Father: James Vann a citizen of the Cherokee Nation.
Name of Mother: Georgia Estrick a citizen of the U S Nation.
Tribal enrollment of father: F. 2845 Tribal enrollment of mother: _____
Postoffice: Ft. Gibson, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, James Vann, on oath state that I am 46 years of age and a citizen by adoption of the Cherokee Nation; that I was the lawful wife of Georgia Estrick (now deceased), who is a citizen, by _____ of the U S Nation; that a female child was born to me on 26 day of March 1902; that said child has been named Roberta Vann and was living March 4, 1906.
I further state that Georgia Estrick died in July, 1904. James X Vann mark

WITNESSES TO MARK:

SEAL

[Must be Two Witnesses]

Geo. H. Lesley
W. W. Folsom

Subscribed and sworn to before me this 25th day of July 1906.

(Signed) Chas. E. Webster
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Dinah Walker, a mid wife, on oath state that I attended on Georgia Estrick unlawful wife of James Vann on the 26th day of March 1902; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Roberta Vann.

WITNESSES TO MARK:

[Must be Two Witnesses]

Geo. H. Lesley
W. W. Folsom

Subscribed and sworn to before me this 25 day of July 1906.

SEAL

(Signed) Chas. E. Webster
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, I. T., JUNE 25, 1906.

In the matter of the application for the enrollment of
ROBERTA VANN as a Cherokee Freedman.

JIM VANN, being first duly sworn, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Jim Vann.
Q How old are you? A 46.
Q What is your post office? A Fort Gibson.
Q Are you a Cherokee freedman? A Yes sir.
Q You have just made application for the enrollment of your child, Roberta Vann have you? A Yes sir.
Q Has any application prior to this time been made for her enrollment? A I got some at Tahlequah once before and sent them off.
Q When was that? A I disremember how long it has been.

The records of this office show that on April 10, 1905, there was received by the Commission to the Five Civilized Tribes an affidavit signed by Dina Walker as to the birth on March 26, 1902, of Robertdy Vann. This affidavit is filed herewith.

- Q What is the name of the mother of your child? A Georgia Estrieh, her first name was Georgia Brown.
Q Your application shows the child was born March 26, 1902? A I suppose so, I have got the ages all down here.
Q Were you and the mother of this child married? A No sir, never was lawfully married.
Q You are not lawfully married? A Never was lawfully married.
Q You and she live together as husband and wife? A Yes sir, for about 10 years we lived together.
Q Was there any form of marriage ceremony gone through with? A No sir.
Q Your application shows she died in July, 1904, is that correct?
A That is as near as I can come at it.
Q Did she ever claim citizenship in the Cherokee nation? A Never did, no sir.

-----oOo-----

Geo. H. Lonsley, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this 24th day of July, 1906.

Chas E. Webster

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, I. T., JANUARY 31, 1907.

In the matter of the applications for the enrollment of
LEONARD VANN and ROBERTA VANN as minor Cherokee Freedmen,

APPEARANCES:

For Applicants, Their father.

For Cherokee Nation, W. W. Hastings.

JIM VANN, being first duly sworn by C. E. Webster, a Notary
Public, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Jim Vann.
- Q Is your name James? A Some call me James and some call me Jim, generally go by the name of Jim Vann.
- Q Your correct name then is James Vann? A Yes sir, they call me that, then sometimes Jim and sometimes James, generally go by Jim most of the time.
- Q What is your correct name? A Jim Vann is my correct name.
- Q Are you a Cherokee freedman? A Yes sir.
- Q Are you enrolled as James Vann? A Jim Vann I suppose, it ought to be.
- Q Are you the father of Leonard Vann, whose application for enrollment as a Cherokee freedman has been received at this office? And listed on Cherokee Freedman F B 372? A Yes sir.
- Q You are given there as James, but you are the identical party, are you? A Yes sir, I am the one.
- Q What is the name of your wife? A Bessie.
- Q Bessie Vann? A Yes sir.
- Q When were you married to her? A About two years ago, maybe a little over.
- Q There is presented here a marriage license issued by R. P. Harrison, Clerk of the U. S. Court of the Indian Territory for the Western District, the marriage of Jim Vann and Bessie Birdsong, and the certificate of Frank Vann, a minister of the gospel certifying that he did on January 19, 1905, solemnize the marriage between the above named parties; are you the identical person mentioned therein as Jim Vann? A Yes sir.
- Q And is your wife, Bessie Vann, the identical person mentioned therein as Bessie Birdsong? A Yes sir.
- Q Is this child, Leonard Vann, living? A Yes sir, he is living.

- Q Is your wife, Bessie Vann, a Cherokee freedman? A Yes sir.
- Q Is she enrolled as a freedman? A Yes sir, she has got her certification for her land.
- Q Under what name was she enrolled? A Bessie Beck.
- Q What was her father's name? A Dennis Beck or Dennis Beck.
- Q What was her mother's name? A Elisa Beck.
- Q How old are you? A I am about 46 I guess.
- Q How old is your wife? A 22 I think she claims.
- Q Do you know how old she was when she was enrolled? A No sir.
- Q She was enrolled before you married her? A Yes sir, her father enrolled her.
- Q Were you ever married before you married this woman Bessie? A Never was legally married, no sir.
- Q Did you ever live with anybody else? A Yes sir.
- Q Who? A I lived with Nancy Vann first. And then I lived with Georgia Estriak second.
- Q Who else? A And then Bessie next, my last wife.
- Q How long did you live with this first woman, Nancy Vann? A I don't recollect how long, I didn't live with her but 9 or 10 years, maybe longer; off and on, she would leave home and go off and come back and finally she left and stayed off.
- Q Were you married to her? A No sir.
- Q Just took up with her? A Yes sir.
- Q Did you have any sort of a ceremony, or party or dance at the time you took up with her? A No sir.
- Q Just went and lived with her? A Just taken her home; her mother died and after she died I taken her home and lived with her 8 or 9 years.
- Q Did you sleep with her and cohabit with her as a man would with his wife? A Yes sir.
- Q Did you take her around and introduce her as your wife and call her your wife to other folks? A Yes sir, she went around, and I called her my wife all the time while she was there.
- Q The community considered her your wife? A Yes sir.
- Q Was she living or dead at the time you married this Bessie? A She is living yet.
- Q You never did get any divorce from her? A Yes sir.
- Q When, before you married Bessie? A Yes sir.
- Q In what Court was that? A Started here and I think it ended in Wagoner; I believe Mr. Gravens got my divorce.
- Q Have you a copy of the decree of divorce from her? A I don't believe I have; I may have at home; I aint certain whether it is or not.
- Q It will be necessary that you furnish a certified copy of that decree of divorce to the Commissioner before this child is enrolled? A For who?
- Q To the Dawes Commission here? A Furnish one from Nancy?
- Q Yes? A Yes sir, I can find out pretty soon, and I can find that out from Mr. Gravens.
- Q Well you bring it up as soon as possible? A All right.
- Q How long did you live with this other woman, this Georgia Estriak? A I lived with her off and on for about 8 or 9 years; lived with her until she died.
- Q Had you quit living with this woman Nancy Vann before you went to living with Georgia Estriak? A Yes sir, she had left home.

- Q Did you ever have any children by this wancy Vann? A Had two I believe; nary one didn't live though.
- Q Did you have any children by Georgia Estrick? A Yes sir.
- Q How many? A Five I believe.
- Q Have you applied for the enrollment of one of these children as a Cherokee freedman under this New Born Act? A Yes sir; got a girl there I never did file for, Roberta, I applied for citizenship for her.
- Q You are the father of that child? A Yes sir.
- Q And Georgia Estrick is the mother? A Yes sir.
- Q Is she a Cherokee freedman? A No sir.
- Q She is a non-citizen woman? A Yes sir.
- Q When were you living with this Georgia Estrick, did people around consider you as man and wife; she was considered as your wife? A She was living on one corner of the place and another on the other; two women living on the same place.
- Q You mean Georgia Estrick and wancy Vann were living on the same place? A Yes sir.
- Q You would stay with one and then the other? A Yes sir.
- Q You never lived in the same house with Georgia? A Not until wancy left I didn't.
- Q After she left you did? A Yes sir.
- Q Then the people considered you and Georgia Estrick as man and wife? A Yes sir.
- Q Were you ever married to Georgia by any form of ceremony at all? A No sir, wancy nor Georgia neither one.
- Q Did you ever get any divorce from Georgia Estrick? A She died; I lived with her until she died.
- Q She died before you married Bessie Birdsong? A Yes sir.
- Q Did you hold her out to the community as your wife; just considered her as your wife? A Yes sir, until she died I did.
- Q Was this child, Roberta Vann, born while you were living with Georgia Estrick? A Yes sir.
- Q How long was this child Roberta born before you married Bessie Birdsong? A She was about three years old before I married Bessie.
- Q Had you secured a divorce from wancy before you took up with this Georgia Estrick? A No sir.
- Q When did you get that divorce? A I got it, --I don't remember what year it was; I got the divorce before I married Bessie.
- Q About how long? A I don't know exactly how long it was.
- Q Well, about how long? A About a couple of months, maybe longer.
- Q It wasn't as long as two years then? A No sir.

BY MR. HASTINGS:

- Q Where were you divorced from your former wife, here at Muskogee, in the Court here? A Yes sir, at wagner I think; it was started here and I got it at wagner.
- Q What was your wife's name? A Which one?
- Q The one you got the divorce from? A Nancy Vann.
- Q You say you got that about a month or two before you were married to your present wife, Bessie Birdsong? A A month, maybe longer; I don't know exactly how long it was.

- Q What is your best judgment about it? A A couple of months; I don't think it was over two months.
- Q Then you got it as you think in November or December, 1904, this license was dated January 17, 1905? A I don't know just exactly what day, what month it was I got it.
- Q Were you living with Bessie Birdsong before you married her? A No sir.
- Q You and she were not living together as husband and wife? A No sir.
- Q Were you ever married before you married Nancy? A No sir.
- Q What was her name when you married her? A Went by the name of Nancy Walker, but her right name was Nancy Neigs.
- Q Then you were never married before you were married to Nancy? A No sir.
- Q Were you ever married to Georgia Estrick? A No sir, took up with both of them.
- Q Georgia Estrick is not a citizen? A No sir.
- Q When were you married to Nancy? A I don't remember what year it was in or what month.
- Q Well about how many years were you married to her when you separated? A About 8 or 9 years, may be longer.
- Q And how long had you been separated from her when the divorce was granted? A She had been away from home a little over a year, or may be a year and a half.
- Q But up to that time you had lived with her as husband and wife some 7 or 8 or 9 years? A Yes sir.
- Q How long have you known your present wife, Bessie Birdsong? A I have known her ever since she was a child; 21 or 22 years.
- Q You have known her then since she was born? A Yes sir.
- Q Where was she born? A There in Fort Gibson.
- Q What was her mother's name? A Eliza Sheppard then, I don't know what her name was, old man Harrison Sheppard raised her.
- Q Is Bessie Birdsong's mother alive now? A Yes sir, she is alive now.
- Q What is her present name? A Let me see, who did she marry last, Dumpsy Beek was her last husband.
- Q When did she marry Dumps Beek? A I don't know what year it was or what month.
- Q Well how old was your wife? A When she married Dumps?
- Q Yes? A She couldn't have been here, she was born after she married Dumps.
- Q What is what I am asking you if you know? A I don't know how long they lived together before they had any children.
- Q Well was Bessie Birdsong's mother married to Dumps Beek before or after the birth of your wife, formerly Bessie Birdsong, now Bessie Vann? A Was he married then?
- Q That is what I asked you? A She was bound too.
- Q Well do you know that? A Yes sir, she was married before she was born.
- Q Well, I might as well tell you right now that it has been charged and we have been informed that Dumps Beek was not the real father of your wife, and that Dumps Beek was the step-father of your wife, and that Dumps Beek married your wife's mother subsequent to the birth of your wife. Do you say that is true or not true? A Do I say he married her before she was born?

- Q Yes? A I know they were living together when she was born.
Q Do you swear that positively? A No sir, I won't swear for sure.
Q That is the point I am after, if Dumps Beck and the mother of your wife, Bessie, were living together as husband and wife at the time your wife was born? A I couldn't swear to that.
Q Couldn't swear to that? A No sir, I wouldn't; they were living together before they were married.
Q You must not dodge me, that is what I am after---? A I am not dodging you, I am telling you what I know.
Q I will ask you if you know when Dumps Beck and your wife's mother were married? A I don't know when they were married; I knew they were living together all right.
Q I will ask you if you know they were living together as husband and wife at the time your present wife was born? A No sir, I don't know that.
Q You won't swear it now? A No sir, I won't swear it.
Q Do you know where your wife was born? A Not exactly, I don't.
Q You are not certain then she was born in Fort Gibson? A Yes sir, I am, said she was born in Fort Gibson; the old lady never had but one child when she come there and that was George, her oldest child.
Q But you don't know who her mother was living with at the time your wife was born? A No sir, I couldn't swear, all I got is what the mother said; no man can swear to no child; I can't swear to my own.
Q But you were inclined awhile ago to swear that you knew when Dumps Beck and your wife's mother were married? A I don't know when they were married; I know they were married but I don't know when.
Q Do you know who married them? A No sir.
Q Did you know whether Dumps Beck was ever married before he married your wife's mother? A I know he was living with another woman, I know he was living with Angeline Beck before he was living with Eliza; I don't know whether he was married or not.
Q Is Angeline Beck alive? A Yes sir.
Q Where does she live? A Somewhere here in the Creek nation.
Q What is her present name? A I don't know sir; I can't tell you who she is living with now.

ON BEHALF OF THE COMMISSIONER:

- Q Was your wife Bessie ever married except to you? A Yes sir, been married once before I married her.
Q Was her husband dead when you married her? A No sir, I guess he is living yet.
Q Was she divorced from him? A No sir, I guess not; not as I know of.
Q You don't know whether she was divorced from him or not? A No sir; he got into some trouble and he left.
Q What was his name? A Birdsong; I don't know the first part of his name.

- Q Do you know your wife's maiden name; what her name was before she was married at all? A She is enrolled as Bessie Beck.
- Q How long did you live with this Georgie Estrick before she died? A I lived with her off and on I guess about 3 or 4 years, may be longer; passing backwards and forth.
- Q How long after wancy Vann left until Georgie Estrick died? A I am not able to tell you, I don't know how long it was.
- Q About how long? A Oh, she must have stayed there about nearly 4 or 5 years, may be 6 years; let me see, six years, may be longer.
- Q You testified awhile ago that you got the divorce from wancy Vann about a year after she left? A After who left?
- Q About a year after wancy left? A No sir, I said it might have been a year or two years.
- Q Now you say you lived with Georgia Estrick 5 or 6 years and that she died about two years before you married your present wife, and that you got that divorce about two months before you married your present wife? A I lived with them both off and on I said,
- Q But you told me awhile ago that you moved into the same house with Georgia Estrick after wancy Vann had left; I want to know how long that was before Georgia Estrick died; how long after you moved in the house with her and lived with her as man and wife? A She came in the house with me.
- Q That doesn't make any difference? A I don't know how long it was.
- Q Well, about how long? A I am not able to tell you how long; always went backward and forth and stayed in her house before she moved in that house with me.
- Q How long before this child Roberta was born until she moved in the house with you? A Roberta was born on the place; she was living before she moved in the house with me; she never had but one child born in the house with me and that one is dead.
- Q You said awhile ago Roberta was born while you were living with Georgia Estrick as your wife? A She was living on the place with me but not in my house.
- Q Living in different houses? A Yes sir.
- Q Would you stay all night over there? A Sometimes and sometimes I would just pass by.
- Q Is this Roberta Vann your child? A That is what the mether said, I am taking care of her, she is with me.
- Q You consider her as your child? A Yes sir, I do.
- Q You have good reasons to believe that she is your child? A Yes sir.
- Q Were there any other man that would go and stay all night with this woman the same as you did at that time? A I never saw any other; not that I know of.

BY MR. HASTINGS:

- Q Was Georgia Estrick ever married? A She was married once, yes sir.
- Q When? A Before she came from Texas.

- Q Did her husband come here with her? A No sir, she come here by herself.
- Q Do you know whether her former husband is dead or not? A No sir, he aint dead.
- Q Did he ever come to this country? A Come once and went back.
- Q When did he come? A I don't remember what year he come; come before she ~~stint~~ did and stayed about a year and they got after him and he left.
- Q Did he come back after she one? A Come once.
- Q When? A After she was staying with me; after he married he come once.
- Q After who married? A He did, her husband.
- Q Who did he marry? A A woman in Kansas City he said.
- Q There was no form of marriage ceremony between you and Georgia Estriek? A No sir.
- Q This child Roberta Vann was born while she was living in a house on your place and while you were living with your wife, from whom you subsequently got a divorce? A No sir, she wasn't living in the house with me.
- Q But you and Wancy were living together at that time? A No sir, she had left; she would go off a month or two and then come back.
- Q You have testified that you got that divorce from your wife along the last part of the year 1904, haven't you? A I don't know what year it was.
- Q You said a month or two before this marriage license was issued, and it was issued on January 17, 1905; now if it was even two months before that it would run back to November 17, 1904; now according to your testimony it was along about November or December that you got the divorce from your wife? A I don't know what time it was; I know I got it before I married this last wife.
- Q You said about two months before? A Two months or longer.
- Q You said that was your best judgment under oath? A I said it was two months or longer.
- Q I ask you now, your best judgment? A I told you once.
- Q Is your best judgment two months? A I said two months or longer.
- Q Now didn't you swear awhile ago that this wife from when you got a divorce had been away from your place a year or a year and a half before you got your divorce? A Or may be longer, I don't know how long.
- Q I will ask you under oath to give some estimate? A I don't know how long; she would go off and stay two or three months and come back.
- Q When did she go to stay? A I don't know what month.
- Q Can you tell in ten years of it; about how long, what is your best judgment? A I don't know exactly how long she was gone.
- Q Well are you determined not to give any estimate at all? A I don't intend to give nothing unless I can give it right.
- Q Haven't you given already two or three estimates of it? A That is what I mean, that is all I could say about it; I didn't keep no count when she left or how long she was gone.

- Q According to this birth affidavit this child Roberta Vann should have been born in the year 1902, now according to your testimony your wife hadn't left you at that time? A She ought to have been gone; she wasn't living with me as a wife ought to be.
- Q That aint the question, I said she hadn't left you; you say she was living in the house with you? A You say she was in the house?
- Q Yes? A Yes sir, she was in the house there.
- Q And this Roberta Vann's mother, Georgia Estrick wasn't living in the house with you but was living in another house of yours with whom you occasionally had illicit intercourse? A Yes sir, and I taken care of her the same as I did at home; I didn't have no wife.
- Q Do you know when Georgia Estrick died? A No sir, I don't remember the date she died; I may have it down on the book but I couldn't tell you when she died; I don't remember what month it was.
- Q Did she ever have any other child except this Roberta living? A Yes sir, she has two boys living, Buster and Gipter, both are living.

ON BEHALF OF THE COMMISSIONER:

- Q There is one thing I want to understand a little better. At the time of the birth of this child Roberta, had wancy Vann gone as you say? A Yes sir, she was gone long ago; she left there and would come and go.
- Q She come back after the birth of this child? A No sir, she just come and stopped in the house with another man.
- Q Did she put up with you after that child was born? A No sir, never come around me any more; backward and forth but I never had any dealings with her; when she got ready to leave she left on her own hook and went off and stayed away.
- Q When did she go off and stay away? A I don't remember what months it was.
- Q Was it after this child was born? A I don't remember; she has got one older than Roberta, I don't remember which one it was-- it seems to me she left there when this older child was living, one older than Roberta.
- Q Before Roberta was born? A Roberta was born after she left I believe.
- Q Georgia moved into the house with you after wancy left for good? A Yes sir, after she left for good she come there and taken care of the place.
- Q Is this child Roberta living with you? A Yes sir.

-----80-----
Geo. H. Lessley, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this 1st day of February, 1907.

Geo. H. Lessley
John E. Tidwell
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Roberta Vann as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on June 25, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Roberta Vann, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Roberta Vann, is the minor illegitimate child of James Vann, a regularly enrolled Cherokee freedman, and Georgia Estrick, a non citizen of the Cherokee Nation; that the said Roberta Vann was born to them out of wedlock on March 26, 1902, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Roberta Vann is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.



Commissioner

Dated at Muskogee, Indian Territory,
this FEB 14 1907

Cherokee P.
H. B. 413

Muskogee, Indian Territory, June 29, 1906.

James Vann,
Pt. Osage, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Roberta Vann, born March 26, 1902.

Respectfully,

Commissioner.

MP

Cherokee F.H.S.

413.

Muskogee, Indian Territory, February 14, 1907

James Vann,

Fort Gibson, Indian Territory.

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting the application for the enrollment of your minor child, Roberta Vann, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc I-44

Commissioner.

RPI

Register.

Cherokee F.N.B.
413

Muskogee, Indian Territory, February 14, 1907.

W. V. Hastings,

Attorney for the Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting the application for the enrollment of Roberta Vann, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc 143

RPI

Commissioner.

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Roberta Vann as a Cherokee freedman, together with decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting the application.

Respectfully,

Enc I-45

Commissioner.

HPI

Through the Commissioner.
of Indian Affairs.

(COPY)

Land.
17143-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby dated February 14, 1907, transmitting the record relative to the application for enrollment of Roberta Vann as a Cherokee freedman. On February 14, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

G. F. Lawrence.

Acting Commissioner.

JFB-Y.

R.C.12259-1907.

J.P.
V.L.M.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

L. R. S.

I. T. D.

7042, 7044, 7046, 7052, 7060,
7074, 7078, 7080, 7082, 7084,
7092, 7094, 7096, 7108, 7120,
7146, 7150, 7158, 7164, 7166,
7168, 7170, 7172, 7188, 7202,
7204, 7206, 7210, 7212, 7220,
7242, 7250, 7254, 7264, 7274,
7276, 7278, 7280, 7284, 7286,
7290, 7300, 7302, 7304, 7306,
7308, 7312, 7314, 7346, 7350,
7352, 7354, 7358, 7360, 7362,
7384, 7390, 7408, 7420, 7424,
7426, 7428, 7440, 7482, 7484,
7502, 7504, 7508, 7510, 7512,
7516, 7518, 7520, 7522, 7524,
7528, 7530, 7532, 7534, 7536,
7540, 7542, 7544, 7562, 7598,
7606, 7612, 7616, 7622, 7630,
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.

Date of your
letter of transmittal.

John Wesley Freeman (freedman),
Harry H. Curry, et al.,
Stephen Baldrige (freedman),
Thomas Bell (freedman),
Martha J. Burgess (intermarriage),

February 18, 1907.
February 23, 1907.
February 18, 1907.
February 18, 1907.
February 22, 1907.

Noses Carter (freedman),	February 1, 1907.
Marshall L. Hyde (by blood),	February 21, 1907.
John W. Goss (intermarriage),	February 21, 1907.
William S. Hutchins (intermarriage),	February 26, 1907.
Mattie Mackey (freedman),	February 23, 1907.
William C. Smith (by blood),	February 21, 1907.
Roy Drum (by blood),	February 27, 1907.
Leneta Johnson, et al. (by blood),	February 23, 1907.
Cynthia A. Fields (intermarriage),	February 23, 1907.
Nathaniel Wickliff (freedman),	February 16, 1907.
Herbert K. Hyde (by blood),	February 20, 1907.
Mollie Hurst (intermarriage),	February 23, 1907.
Mollie C. Collins (intermarriage),	February 23, 1907.
Amanda Brackett (intermarriage),	February 23, 1907.
Fatima Keys (intermarriage),	February 23, 1907.
Levi P. Isbell (intermarriage),	February 20, 1907.
Annie C. Butler (intermarriage),	February 23, 1907.
James R. Bivin (intermarriage),	February 14, 1907.
Laura Ross (freedman),	February 23, 1907.
Willie Joanna Lowe, et al. (freedman),	February 23, 1907.
William T. Teague (by blood),	February 20, 1907.
Theodore Jones (freedman),	February 26, 1907.
Viola M. Finwick (freedman),	February 26, 1907.
Wiley Pelston, et al., (freedman),	February 23, 1907.
Pansy Grinnett (freedman),	February 21, 1907.
Alice Harman (intermarriage),	February 23, 1907.
Betty McLaughlin (by blood),	January 17, 1907.
Loran Alfred Lovett (by blood),	February 16, 1907.
Maudie Skaggs (by blood),	February 16, 1907.
Robert Walker (freedman),	February 14, 1907.
Edward B. Frayser (intermarriage),	February 16, 1907.
Daniel Sitaler, et al., (by blood),	February 14, 1907.
Olla May Mitchell (by blood),	February 16, 1907.
Felix P. Witt (intermarriage),	February 19, 1907.
Preston G. Browning (intermarriage),	February 23, 1907.
Harrison Cecil Smith, et al., (by blood),	February 16, 1907.
Lilly Irene True, et al., (by blood),	February 26, 1907.
Alberta Sanders, et al., (freedman),	February 26, 1907.
Samuel Sanders (freedman),	February 21, 1907.
Peggie Bearpaw (by blood),	February 25, 1907.
Lawrence Graves (freedman),	February 25, 1907.
James Beck (freedman),	February 25, 1907.
J. Lillian Pruett, et al. (by blood),	February 23, 1907.
Charles W. Trent (intermarriage),	February 25, 1907.
John Greece (by blood),	February 26, 1907.
Bessie Landrum, et al. (freedman),	February 25, 1907.
David Monroe Noses (freedman),	February 25, 1907.
Rosa S. Whitaker (intermarriage),	February 26, 1907.

Roseburn Wright (freedman),	February 14, 1907.
Leonard King, et al. (by blood),	February 14, 1907.
Reberta Vann (freedman),	February 14, 1907.
Thomas Leroy Loyd (freedman),	February 14, 1907.
Jesse O. Holland, et al. (by blood),	February 22, 1907.
Sarah A. Trent (intermarriage),	February 25, 1907.
J. D. Amsey, et al. (by blood),	February 25, 1907.
Carmlyer Vestal (freedman),	February 25, 1907.
Lissie E. Langley (intermarriage),	February 25, 1907.
Charles Goldie Hall, et al. (by blood),	February 25, 1907.
Myrtle Adams (freedman),	February 25, 1907.
Annie Screechowl (as citizens), et al.	February 25, 1907.
Ruby Miller (by blood),	February 25, 1907.
Clarence Jones, et al., (freedman),	February 25, 1907.
John H. Ellis (intermarriage),	February 25, 1907.
Leroy Shields (freedman),	February 25, 1907.
Edmond Durant, et al. (freedman),	February 25, 1907.
Jane Crittenden (intermarriage),	February 25, 1907.
Jesse Ball (freedman),	February 25, 1907.
Elizabeth C. Leach (intermarriage),	February 25, 1907.
Elsie Mabel Barritt (by blood),	February 1, 1907.
Eliza Rolston (intermarriage),	February 7, 1907.
Tom Mayes Vann (freedman),	February 18, 1907.
Willie Lee Hanks, et al. (freedman),	February 18, 1907.
Julia J. Wilkerson (by blood),	February 21, 1907.
Blanch Bane, et al. (by blood),	February 23, 1907.
Martha W. Morgan (intermarriage),	February 21, 1907.
Edker Williams (by blood),	February 21, 1907.
Dee Herron England (by blood),	February 21, 1907.
Mildred Teague (by blood),	February 21, 1907.
Odell Foster (freedman),	February 23, 1907.
Willie Colbert (freedman),	February 21, 1907.
Arthur D. Jackson (by blood),	February 21, 1907.
Eliza J. Huston (intermarriage),	February 25, 1907.
Ottorein Allen (freedman),	February 18, 1907.
Viola Martin (freedman),	February 18, 1907.
Archie Taylor (freedman),	February 18, 1907.
Joseph N. Thompson (intermarriage),	February 23, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and
182 enclosures to Ind. Of.,
with copy hereof.

(Signed) E. A. Hitchcock,
Secretary.

WCF 3/4/07

Cherokee freed-
man W. B. 413

Muskogee, Indian Territory, March 30, 1907.

James Vann,
Fort Gibson, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes dated February 14, 1907, rejecting the application for the enrollment of your child, Roberta Vann, as a Cherokee freedman, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. P-4-55
MMP

Geo. D. Rodgers.
Acting Commissioner.

Cherokee F.N.B.
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl.P-4-60
MMP

Sec. D. Rodgers.
Acting Commissioner.

Cher Fr M 414

Cher Fr M 414

fcc
CHEROKEE FREEDMAN 414
190

J. 794

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 20, 1906

Maggie Aldrich
as a citizen of
Cherokee Nation.

R&B
Approved. JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 11 1906

[Signature]
COMMISSIONER

RECEIVED
JUL 10 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ~~Seventh~~ Cherokee Nation,
of ~~Maggie Aldrich~~ ^{Maggie Aldrich}, born on the 11 day of June 1905
[Here insert name of child]
Name of Father: Will Aldrich a citizen of the Cherokee Nation.
Name of Mother: Darthulia Aldrich a citizen of the U.S. ~~Nation~~
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: ~~United States~~
Postoffice: Red Bird Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western Judicial District.

I, Darthulia Aldrich, on oath state that I am 22
years of age and a citizen by United States of the United States, Nation,
that I am the lawful wife of Will Aldrich, who is a citizen, by
Freedman of the Cherokee Nation; that a Girl child was
born to me on 11 day of June 1905; that said child has been named
Maggie Aldrich, and was living March 4, 1906.

Darthulia Aldrich.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9 day of July 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

William Aldrich, on oath state that I
attended on my wife Darthulia Aldrich
on the 11 day of June 1905; that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named
Maggie Aldrich.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 10 day of July 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVIL DISTRICTS

FILED

JUL 11 1906

COMMISSIONER

CERTIFICATE OF RECORD.

United States of America, }
INDIAN TERRITORY. } ss.
Western District.

I, ROBERT P. HARRISON, Clerk of the United States Court in the Western District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 12 day of Nov. 1902 at M., and duly recorded in Book N, Marriage Record, Page 363

WITNESS my hand and seal of said Court at Muskogee, in said Territory this 12 day of Nov. A. D. 1902

By J. H. H. Deputy Clerk.

RECEIVED
JUL 11 1906
COMMISSIONER

CERTIFICATE OF RECORD.

United States of America, } ss.
INDIAN TERRITORY,
Western District.

I, ROBERT P. HARRISON, Clerk of the United States Court in the Western District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 12 day of Nov. 1902, at M, and duly recorded in Book N, Marriage Record, Page 363.

WITNESS my hand and seal of said Court at Muskogee, in said Territory this 12 day of Nov. A. D. 1902. R. P. Harrison Clerk.
By J. Harlan Deputy.

MARRIAGE LICENSE.

United States of America,

INDIAN TERRITORY,
Western District.

SS.

No. 400

To Any Person Authorized by Law to Solemnize Marriage...Greeting:

You are Hereby Commanded to Solemnize the Rite and Publish
the Banns of Matrimony between Mr. Will Alvin
of Cherokee, in the Indian Territory, aged 20 years,
and Barth Mason of Cherokee, in
the Indian Territory, aged 18 years, according to law, and do you officially sign and return
this License to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this 4th day
of November, A. D. 1902.

By A. English Deputy.
R. R. Harrison
Clerk of the U. S. Court.

CERTIFICATE OF MARRIAGE.

United States of America,

INDIAN TERRITORY,
Western District.

SS.

I, Rev. E. L. Barker, a Minister of the Gospel,
DO HEREBY CERTIFY, that on the 9 day of November, A. D. 1902,
did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish
the Banns of Matrimony between the parties therein named.

WITNESS my hand this 9 day of November, A. D. 1902.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Western District,

Book B, Page 23,

Rev. E. L. Barker
A Minister of the Gospel.

Reb. Bird and Barth

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Western District,
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the
amount of One Hundred Dollars (\$100.00).

AFFIDAVIT.

United States of America)
Indian Territory,
Western -Judical District)

I, William Aldrich, and Darthulia, Aldrich, Being duly sworn, on oath,
say:- that they are the identical persons, mentioned in marriage and
certificate thereof, dated November the 9, 1902, of Will Aldrich, and
Darth Mason. that all is the same person.

and that there was only a mistake in spelling there name, and that
they are the legal father and mother of the said Maggie Aldrich.

William Aldrich
Darthulia Aldrich

Subscribed and sworn to before this _____ day of _____, 1906

E. L. Barber
Notary Public.

my Commission Expires 13 day of January, 1908

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

CHIEF CLERK,

CHEROKEE LAND OFFICE.

DEAR SIR:

The records of this office show

Maggie Aldrich

listed on Cherokee card No.

FNTB #414

to be prima facie entitled to enrollment as

Indian

of the Cherokee Nation for the following reason,

viz:

*is on schedule for Departmental
approval*

Respectfully,

Dated

January 21 1907

Commissioner.

Cherokee Freedmen
H.B.414.

Muskogee, Indian Territory, December 10, 1904.

William Aldrich,

Red Bird, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of Maggie Aldrich, child of yourself and Dorthulia Aldrich, as a Cherokee freedman, you are advised that this office is in receipt of a marriage license and certificate showing the marriage, on November 9, 1902, of Will Aldrich and Dorthy Mason.

If you and your wife are identical with the persons mentioned in this marriage license and certificate as Will Aldrich and Dorthy Mason, you are requested to execute, before a notary public, an affidavit to that effect and forward to this office at the earliest practicable date.

You are requested to return this letter with your reply.

Respectfully,

JMH

Commissioner.

Cher Fr M 415

Cher Fr M 415

In Re Application for Enrollment
ment of

MINOR CHILD

Act of Congress Approved Apr-
11 26th, 1906.

Elisa Woods, as a citizen of
the Cherokee Nation.

Approved _____

190____.

Commissioner.

F 1134

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]

COMMISSIONER

Department of The Interior,
Commissioner to The Five Civilized Tribes.

Enrollment of minors, Act of Congress approved April, 26th, 1906.

In re application for enrollment as a citizen of the Cherokee Nation.

A-F-F-I-D-A-V-I-T.

Isreal Woods being by me first duly sworn according to law, at
Muldrow, I.T., upon this the 16th, day of June, A.D. 1906, upon his oath
states and declares:

My name is Isreal Woods, my age is about thirty one years
My Post Office address is Muldrow, I.T., I am the lawful husband of Rilda
Woods, haveing married her upon the 24th, day of September, 1902 .
Upon the 13th, day of April, 1904, there was born to my wife a female
child, which said child has been named Eliza Woods and was living upon
March 4th, 1906; that I remained with my wife from my marriage until about
the 15th day of March 1905, when she became insane and
was confined in the insane asylum at Tahlequah, I.T., at which place she
is still confined; that in her present condition the said Rilda Woods is
incapable and incompetent to execute an affidavit in behalf of the
enrollment of the applicant Eliza Woods.

Witness to mark,

Isreal Woods

Subscribed and sworn to before me this 16th, day of June, A.D. 1906

My Com. expires Feb. 17th, 1909.

H. M. Blackford
Notary Public.

415
1134
CHEROKEE FREEDMAN

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Eliza Woods

as a citizen of

Cherokee

Nation

Approved.....190.....

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 21 1906

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Eliza Woods, born on the 17 day of April, 1904.
[Here insert name of child.]
Name of Father Israel Woods, a citizen of the U. S.
Name of Mother Rilda Woods, formerly Rilda Powell, a citizen of the Cherokee Nation.
Tribal enrollment of father _____ Tribal enrollment of mother Freedman Roll 2679
Postoffice Muldrow, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, _____ on oath state that I am _____
years of age and a citizen by _____ of the _____ Nation;
that I am the lawful wife of _____ who is a citizen, by
_____ of the _____ Nation; that a _____ child was
[Male or Female.]
born to me on _____ day of _____ 1904; that said child has been named
_____ and was living March 4, 1906.

WITNESSES TO MARK:

[Must Be Two
Witnesses]

Subscribed and sworn to before me this _____ day of _____ 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Rebecca A. Sutton a Mid-wife on oath state that I
attended on Rilda Woods, wife of Israel Woods,
on the 12 day of April, 1904; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Eliza Woods,

WITNESSES TO MARK:

[Must Be Two
Witnesses]

Subscribed and sworn to before me this 18th, day of June, 1906.

My Com. expires Feb. 17th 1909.

Notary Public.

CHEROKEE FREEDMAN

190

7708415-

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

Eliza Woods

as a citizen of

Cherokee

Nation.

C.E.H.
Approved. JAN 14 1907 190...

Commissioner.

MISSIONER TO THE CIVILIZED TRIBES

FILED

AUG 17 1906

COMMISSIONER

RECEIVED

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1134
Incl N J-23-

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Eliza Woods born on the 12th day of April 1904
(Here insert name of child)
Name of Father: Israel Woods a citizen of the United States
Name of Mother: Rilda Woods a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Freedmen 2679
Postoffice: Muldrow, Indian Territory.

AFFIDAVIT OF ~~MOTHER~~ Father

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Israel Woods, on oath state that I am 31
years of age and a citizen by husband of the United States
that I am the lawful ~~wife~~ of Rilda Woods, who is a citizen, by
adoption of the Cherokee Nation; that a female child was
her born to ~~me~~ on 12th day of April 1904 that said child has been named
Eliza Woods and was living March 4, 1906. I further

state that my said wife is insane and
incompetent to execute an affidavit as to
said child's birth.
WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23 day of July 1906.

my Com. expires Feb. 17th 1909.

J. M. Blackwell
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Rebecca B. Sutton, a midwife, on oath state that I
attended on Rilda Woods, wife of Israel Woods
on the 12th day of April 1904 that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Eliza Woods

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23 day of July 1906.

my Com. expires Feb. 17th 1909.

Rebecca B. Sutton
J. M. Blackwell
Notary Public.

ME

Cherokee F-1134.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
CHEROKEE LAND OFFICE,
Tahlequah, I. T., December 28, 1904.

In the matter of the application of Rilda Powell for the enrollment of herself and children; Garfield and Jesse West and Annie Woods as Cherokee freedmen.

SUPPLEMENTAL TESTIMONY.

Rilda Woods, being sworn and examined by the Commission, testified as follows:

- Q What is your name? A Rilda Woods.
Q How old are you? A 32.
Q What is your postoffice? A Muldrow.
Q Was your postoffice Ft. Gibson when you enrolled? A Yes'm.
Q Are you a Cherokee freedman? A Yes'm.
Q Are you married? A Yes'm.
Q What is the name of your husband? A Israel Woods.
Q Is he a Cherokee freedman? A No ma'am.
Q When were you married? A September 24, 1902.
Q Were you married before you married Israel Woods? A Yes, my first husband was named Dave West, I had a divorce from him and married Jerry Powell and he died.
Q Are you and Israel Woods living together now? A Yes'm.

I, May Hudson, state upon oath that as stenographer to the Commission to the Five Civilized Tribes I correctly recorded the supplemental testimony in this case and that the foregoing is a true and complete transcript of my stenographic notes thereof.

May Hudson

Subscribed and sworn to before me this 29th day of December, 1904.

J. B. Bess
Notary Public.

Cherokee F
N. B. 418

Muskogee, Indian Territory, June 29, 1906.

Israel Woods,
Muldrow, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Elisa Woods, born April 12, 1904.

Respectfully,

MMF

Commissioner

Cherokee Freedmen
N.B. 418

Muskogee, Indian Territory, July 7, 1906.

Israel Woods,

Muldrew, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Eliza Woods, as a Cherokee Freedman, you are advised that in the caption of the affidavit and in the affidavit of the mid-wife, in attendance at the birth of said child, the date of birth is given as April 12, 1904. In your affidavit as to the birth of said child the date is given as April 13, 1904.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, the correct date of birth of said child to appear throughout said affidavit. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

m Respectfully,

Encl. H.J.-25.
H.J.C.

Commissioner.

Thos. J. Watts
Attorney-at-Law

ROOMS 4, 5 & 6, FIRST NATIONAL BANK BLDG

Muldrow, I. T.

July 23rd, 06.

Tams Bixby, Comr. Five Civilized Tribes,
Muskogee, I. T.

Dear Sir:-

Replying to your letter of the 10th, and in compliance
therewith I herewith enclose to you affidavit as to the birth of my child
Eliza Woods.

Yours very truly,
Israel Woods.

INDEXED

31154

Woods, Israel,
Muldrow, I. T.,
Cherokee Nation,
July 23, 1906.

Transmits B. C. of Eliza Woods.

CHEROKEE ENROLLMENT.

Cher Fr M 416

Cher Fr M 416

jac
CHEROKEE FREEDMAN

416

199

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

Alice Walter

as a citizen of

Cherokee Nation.

NEB
Approved FEB 5 1907 190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 2 1907

[Signature]
COMMISSIONER

RECEIVED

JUN 23 1906

766

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Alice Waitie born on the 12 day of March, 1905
(Here insert name of child)
Name of Father: Walter Waitie a citizen of the Cherokee Nation,
Name of Mother: Dollie Williams nee Lewis a citizen of the Cherokee Nation.
Tribal enrollment of father: Freedman Cherokee Tribal enrollment of mother: Freedman Cherokee
Postoffice: Bragg Ind. Ter. 7436

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Dollie Williams nee Lewis, on oath state that I am 19
years of age and a citizen by Freedman of the Cherokee Nation;
that I am the lawful wife of Walter Waitie, who is a citizen, by
Freedman of the Cherokee Nation; that a Female child was
(Male or Female)
born to me on 12 day of March, 1905, that said child has been named
Alice Waitie and was living March 4, 1906.

Dollie Williams

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 22 day of June, 1906.

My Com. Expires Feb 19-1908

E. B. Smith

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Sylvia Lewis, a Midwife, on oath state that I
attended on Dollie Williams nee Lewis, who
on the 12 day of March, 1905, that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Alice Waitie

Sylvia Lewis her mark

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 22 day of June, 1906.

My Com. Expires Feb. 19-1908

E. B. Smith

Notary Public.

32 2703 416

IN RE
THE DEATH OF

A CITIZEN OF THE

Nation

RS

Approved

190

Commissioner

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUN 26 1907

COMMISSIONER

32

**Department of the Interior,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of Alice Waitie
(Here insert name of deceased)
a citizen of the Cherokee Nation, who formerly resided at or near
Braggs
(Here insert name of post office) Ind. Ter., and died on the 3rd day of
July, 1906

AFFIDAVIT OF RELATIVE

United States of America, Indian Territory, Western District } ss.

I, Dollie Lewis, on oath state that I am 18
years of age and a citizen, by Freedman, of the Cherokee Nation;
that my postoffice address is Braggs Ind. Ter.; that I am
Mother of Alice Waitie
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)
who was a citizen, by Freedman, of the Cherokee Nation
and that said Alice Waitie died on the 3rd day of
July, 1906

WITNESSES TO MARK:

(Must Be Two Witnesses) { James Lovley
M. C. Campbell

Subscribed and sworn to before me this 24 day of May, 1907

My Commission Expires
Oct. 20, 1909

John W. Sharpe
Notary Public.

AFFIDAVIT OF ACQUAINTANCE

United States of America, Indian Territory, Western District } ss.

I, Ed Thompson, on oath state that I am 37
years of age, and a citizen by Freedman of the Cherokee Nation;
that my postoffice address is Braggs Ind. Ter.;
that I was personally acquainted with Alice Waitie
(Here insert name of deceased)
who was a citizen, by Freedman, of the Cherokee Nation;
and that said Alice Waitie died on the 3rd day of
July, 1906

WITNESSES TO MARK:

(Must Be Two Witnesses) { James Lovley
M. C. Campbell

Subscribed and sworn to before me this 24 day of May, 1907

My Commission Expires
Oct. 20, 1909

John W. Sharpe
Notary Public.

In the matter of the application of Alice Waitie, Freedman Citizen of the Cherokee Nation, testimony taken for the purpose of determining whether or not the applicant is enrolled, and whether or not she is now living. Reported by Mr. W. E. Bridenstine.

Alice Waitie, appears by guardian, William Choteau, and by Mr. R. H. Couch, attorney.

Commissioner to the Five Civilized Tribes represented by Mr. C. J. Hunt and Mr. S. F. Bliss.

Witnesses were sworn by Mr. C. F. Bliss in his capacity as Deputy United States District Clerk.

MR. BLISS: Mr. Choteau, you are the guardian? A. Yes, sir.
MR. BLISS: I am now going to take aunty's testimony first, and I want you other two to wait outside and we will call when we are ready. (Mr. and Mrs. Choteau retired from the room). Aunty take this chair here (indicating). Now you go ahead with your examination, Mr. Couch.

SYLVIA LEWIS,

having been first duly sworn, was examined and testified as follows:

MR. COUCH: What is your name? A. Sylvia Lewis.
Q Where do you live? A. I am staying with Mr. Choteau.
Q Where is that? A. Right here about the town.
Q Here in Tahlequah? A. Yes, sir.
Q How old are you? A. I could not tell you exactly how old I was, because I was fourteen when I was freed. You know that would make me pretty old.
MR. BLISS: Let me get the roll, Mr. Couch. You go ahead. I will get the roll.
MR. COUCH: How long have you lived here in Tahlequah?
A. I could not tell you exactly.
Q Where did you live before you came here? A. Braggs.
Q How long have you lived in Braggs?
A. I have lived there since peace.
Q Since the close of the Civil War? A. Yes, sir. Close of the War.
Q Do you know Alice Waitie?
A. I guess I do. I am the one who raised her up.
Q How old is she?
A. Well, they came here last summer a year ago. She was six years old when I turned her over to them. She brought her right up to me.
Q Who is her mother?
A. Dollie Lewis.
Q Dollie Lewis is your step-daughter? A. Yes, sir.
Q How long has it been since her mother turned her over to you?
A. Her mother?
Q Yes, A. Going on two years.
Q Then how old is Alice Waitie now?
A (Witness counting on fingers) Seven years old, six—about eight.
Q About eight years old?
A As near as I can guess. I forgets.
Q Is Alice Waitie living now? A. Yes, sir.
Q Where is she? A. We left her set up at the house.
Q Up at your house? A. Yes, sir, right here in town.
Q Where is her mother?
A I could not tell you where she is. I have not got a letter since I have been here.

Q Do you know what state she is in?
A Down in Texas is all I can say. I don't know what state it is.
Q Do you know whether she is living?
A Yes, sir. She is bound to be living. I sent her a letter and she never did answer it.
Q Do you know whether any one has ever claimed that Alice was dead or not? A. No, sir.
Q Has this child been in your possession all the time?
A All the time, all the time, all the time. I have raised her up from a baby. I was a midwife and I raised her up until she was six years old myself.
Q Her mother is your step-daughter? A. Yes, sir.
Q Who has Alice Waitie now?
A William Choteau has her in charge now.
Q Is he the guardian?
A He says he will be. I don't know whether he will be the guardian.
Q What relation is William Choteau to Alice?
A His wife and this Dollie are sisters, this Mary here and Dollie, those two sisters, I raised them two.
Q Do you know where this Alice Waitie is was enrolled?
A Yes, sir, Braggs.
Q Who brought her before the Commission? A. No.
Q ----If anybody? A. No.
Q What was her father's name? A. Walter Waitie.
Q Was Walter and her mother ever married? A. No, sir. No, sir.
Q Do you know where Walter is now? A. Yes, sir.
Q Where? A. Braggs.
Q How long since you saw him?
A I ain't saw him since I came up here, but I get a letter from him.
Q I believe that is all, Mr. Bliss.

CROSS EXAMINATION.

MR. BLISS: You say the father of this child is Walter Waitie?
A Walter Waitie.
Q And he now lives at Braggs? A. Yes, sir.
Q Did he ever recognize this child as his child?
A Yes, sir, he gave me money.
Q He supported the child? A. Yes, sir.
Q Was he married to Dollie? A. No, sir.
Q Never was married to Dollie? A. No, sir.
Q You say that Dollie was your step-daughter? A. Yes, sir.
Q Did she live with you as a member of your family? A. Yes, sir.
Q When you applied for enrollment, did you make application to have her enrolled? A. This child?
Q No Dollie? A Dollie had----I said Dollie must go to Braggs and enroll this child.
Q How long do you know was it after you enrolled, until you enrolled this child?
A I been enrolled right up yander, but I don't know whether the name is here.
Q Do you remember how long it was after you was enrolled, before you made application for this child? A. No, sir.
Q You don't remember that? A. No, sir.
Q The child was born at your house?
A Yes, sir. Right at my house.
Q You had the child, you say, continuously in your care until she was six years old? A. Yes, sir.
Q Right at your house? A. Right at my house.

Q Did you ever file for the child ---select land?
A No, sir. I told some of them --
Q Why did'nt you do that?
A Because I didn't know who to go to.
Q Did you not select your own?
A No, sir. Jake Lewis selected it.
Q Who is he?
A He is dead now. This woman's father --he was my husband, and he died.
Q He selected your land? A. Yes, sir.
Q You did'nt select land for anyone? A. No, sir. I did'nt.
Q Was your husband dead at that time?
A When the child was enrolled?
Q When you were enrolled?
A No, sir, he enrolled my name himself.
Q And he selected your land? A. Yes, sir.
Q But he died before the child was enrolled?
A Yes, sir. He died when he was enrolled.
Q Did you ever go to the office over there to see if this child had any land? A. No, sir. I did'nt do nothing about it.
Q Did you go over to see about getting money for the child?
A No, sir. I ain't seen about a thing.
Q How old is the child now?
A About seven years old, I reckon, I guess. I am guessing now. You see I kept her six, seven years, about eight years old.
Q About eight years old? A. Yes, sir.
Q Now before we go on with that witness, Sylvia Lewis is enrolled on roll of Freedmen Citizens of the Cherokee Nation, opposite roll No. 482, census card No. 166, as of 56 years of age. Upon the same card with Sylvia appears the name of Dollie Lewis, who is enrolled opposite roll No. 485, as 11 years of age. How old was Dollie when this child was born?
A I don't know just exactly, but she was not of age when she had a young one.
Q She was not of age? A. No, sir. Just a young strip.
Q Was she about grown?
A She was not fourteen. She was not more than that tall (indicating about 4-1/2 feet), just a small shaver.
Q Just a young girl? A. Yes, sir. She run off.
Q You say Jacob Lewis was your husband?
A Yes, sir. Jacob was my husband.
Q And he died about the time you were enrolled?
A Yes, sir. He enrolled me.
Q Was this Alice Waitie enrolled as a New Born.
MR. COUCH: Yes.
MR. BLISS: She is?
MR. COUCH: Yes, sir. Have you an index here?
MR. BLISS: I have it, yes, sir. The name Alice Waitie is found on the roll of New Born Freedmen Citizens of the Cherokee Nation, opposite roll No. 558, enrolled as of one year of age.
MR. COUCH: That was in 1906, when that was made?
MR. BLISS: She is pretty near right on that age.
MR. COUCH: Pretty close to it.
MR. BLISS: You say this child is now in Tahlequah.
A. Yes, sir. She is in tahlequah.
MR. COUCH: We had her up in Hunt's office.
MR. BLISS: Where has the child been since she remained here? Do you remember.
A Here ---her mother brought her to her sister Mary's in Tahlequah and run off and left the child.

Q You say you had the child until she was six years old?
A Yes, sir.
Q Then where did she go?
A I brought her to my home from Braggs to Gibson. Then her mother brought her from Braggs.
Q She has been here the rest of the time? A. Yes, sir.
Q You don't know where Dollie is now?
A No, sir. I don't—I cannot tell you. She has quit writing. I cannot say.
Q Did you ever hear of a man by the name of Thomas M. Cash?
A No, sir. No, sir.
Q Never heard of him? A. No, sir.
Q Is Walter Waitie a Citizen of the Cherokee Nation? A. Yes, sir.
Q When did you last see him?
A Oh, I have not seen Walter since before Christmas.
Q Did he ever talk to you about this child's land?
A No, sir. He never did. Told me to keep the child and he would see me.
Q Did he ever tell you that he had selected land for the child?
A No, sir, he never did.
Q Did he ever say anything to you about drawing money for the child?
A No, sir. He said he never did have any right, because he was not of age.
Q Is he a married man now? A. Yes.
Q Is Dollie married?
A I could not tell you whether or not she is married.
Q Has she ever been married?
A Yes, sir. She says she is. I might be telling what is not so.
Q You don't know anything about that?
A No, sir. I know she has lived with a man.
Q Who has she lived with?
A She is living with a man they call Bud Williams. She brought him and in and stayed awhile and then went right back to Texas.
Q What did Bud Williams do while he was here?
A Piddled around the place, when he was around me. I don't know what he done, when he left me.
Q You don't know him very well?
A No, sir. I don't know him ---never did stay around with me.
Q That is all, I think.
MR. COUCH: All right.
MR. BLISS: I will call the guardian.

WILLIAM CHOTEAU,

called as a witness, being first duly sworn, was examined and testified as follows:

Mr. Couch: What is your name? A. William Choteau.
~~Q How long have you lived in this place?~~
Q How old are you? A. Twenty-five.
Q Do you know Alice Waitie? A. Yes, sir.
Q Where is she? A. At my house.
Q How old is she? A. Eight years old.
Q How long has she been at your house? A. Two years.
Q How much? A. Two years.
Q Who brought her to your house? A. Her mother.
Q What is her mother's name? A. Dollie Lewis.
Q Where is Dollie Lewis?
A She is in Texas some place. I could not say where.
Q What relation is Dollie Lewis to you, if any?
A Sister-in-law.
Q She is a sister to your wife? A. Yes, sir.

Q Are you the William Choteau who has been appointed guardian of Alice Waitie? A Yes, sir.
Q What was Alice's father's name? A Walter Waitie.
Q Where is Walter Waitie? A I think he is at Braggs.
Q Was Walter Waitie and the mother of Alice Waitie ever married?
A No, sir.
Q Where has Alice Waitie been since she was born?
A She has been down to Braggs until she came to my house.
Q How long have you known her?
A I have known her since ever since she was about two months old.
Q That is all.

CROSS EXAMINATION.

MR. BLISS: How old is she now? A Eight years old.
Q With whom is she living? A. Whose home is she living--
Q With whom has she lived? Give me the names of the different parties?
A She has lived with Sylvia Lewis and with me. That is the only persons I know of.
Q How long has she lived with you? A. Lived with me two years.
Q Two years? A Yes, sir.
Q Then she lived with Sylvia about six years? A. Yes, sir.
Q Did you ever hear of Thomas M. Cash?
A No, sir. I don't know him. Never heard of him.
Q You never heard of him? A. No, sir.
Q Did you ever go to the office at Muskogee to see if land had been selected for this child? A. No, sir.
Q Did you ever go over to see about money for the child? A. No, sir.
Q Why was it that you didn't?
A I was not appointed guardian at the time.
Q Then the child has been living with you two years?
A Yes. She had a mother and I thought she was transacting the business, until I found she was not.
Q Is any one paying you for keeping the child? A. No, sir.
Q You made no effort to find out whether the child had an allotment or not? A. No, sir.
Q Who was the father of Dollie Lewis? A Jake Lewis.
Q Who was Dollie's mother?
A I don't know her mother. I did not get acquainted with her.
Q How old was Dollie, when Alice was born?
A I could not say that ---I don't know how old she was.
Q Did you know her at the time?
A Yes, sir. I knew her at the time.
Q Was she grown?
A She was not grown ---I don't think.
Q You don't know where she is now? A. No, sir. I don't know where she is.
Q All right.

MR. COUCH: Tell the other witness to come in.

MARY CHOTEAU,

called as a witness, being first duly sworn, was examined and testified as follows:

MR. COUCH: State your name? A. Mary Choteau.
Q How old are you, Mary? A. Twenty-six.
Q Where do you live? A Tahlequah.
Q Are you the wife of William Choteau? A. Yes, sir.
Q What was your maiden name? A Mary Lewis.

Q What was your father's name? A Jacob Lewis.
Q What was your mother's name?
A Alice Mackay, before she was married.
Q What was your step-mother's name? A Sylvia Lewis.
Q Is this your step-mother here in the room? A Yes, sir.
Q Do you know Dollie Lewis? A Yes.
Q What relation is Dollie Lewis to you? A Sister.
Q Where is Dollie Lewis?
A I don't know, sir. I could not tell you. The last time that I heard of her she was in Texas. That has been about September. We heard from her last September. That is the last time we heard from her.
Q Did Dollie Lewis have any children? A One.
Q What is her name? A Alice Waitie.
Q Where is Alice Waitie? A Up to my house.
Q How long has she been up at your house? A Two years.
Q How old is Alice Waitie? A Eight years.
Q Do you know where Alice Waitie lived before she came to your house? A Yes.
Q Where? A Braggs Station.
Q Whom was she living with? A My step-mother.
Q What is your step-mother's name? A Sylvia Lewis.
Q How old is Alice Waitie now? A Eight years old.
Q What was Alice Waitie's father's name? A Walter Waitie.
Q Where does he live? A Braggs Station.
Q Here in Oklahoma? A Yes, sir.
Q Were Dollie Lewis and Walter Waitie married? A No, sir.
Q How old is Dollie — at the time this child was born?
A I don't know exactly, but she was between fifteen and sixteen.
Q How long have you known this little Alice Waitie?
A I have known her ever since she was two months old.
Q Where did you see her? A Here.
Q She was up here?
A Yes, sir. She came up and stayed two weeks with me on a visit.
Q I don't believe Mr. Bliss, there is anything more I can say.

CROSS EXAMINATION.

MR. BLISS: Then did she go back to Sylvia? A Yes, sir.
Q You are enrolled are you? A Yes, sir.
Q Did you select your own allotment? A No, sir.
Q Who selected your allotment? A Bud Lowery.
Q Alice has been living with you now for about two years, has she?
A Yes, sir.
Q During that time, have you made any inquiry to find out whether she had an allotment or not? A No, sir.
Q Did you inquire as to whether there money coming to her?
A No, sir. I have not.
Q Do you know Thomas M. Cash? A No, sir. I don't.
Q Did you ever hear of him? A No, sir.
Q Did Dollie Waitie or Dollie Williams ever have any children?
A No, sir. None that I know of.
Q Is this the only child she ever had? A The only one.
Q Is she married now? A Yes, sir.
Q What is her husband's name? A Bud Williams.
Q Bud Williams? A Yes, sir.
Q Have they no children? A No, sir. They have no children.

-7-
SYLVIA LEWIS.

recalled, having been previously sworn, was examined and testified as follows:

MR. MAHER: Sylvia, did Dollie ever have other children?

A. No, sir. Not that I know of.

Q. Not that you know anything about? A. No, sir.

Q. As far as you know, Alice is the only child that Dollie ever had?

A. Yes, sir. So far as I know, she is the only child.

MARY CHOTMAN.

recalled, having been previously sworn, was examined and testified as follows:

MR. COUGH: Give me the date of Alice's birth, if you know?

A. March 14th, 1904, because she is nine months and three weeks older than my little girl, and my little girl is seven years old.

Q. That makes her nine years old?

A. She will be this coming March.

STATEMENT OF C. J. HUNT.

The child purported to be Alice Waitie was brought to my office on July 28th, 1913, and she appeared to be about eight years of age.

NBF
558

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
BRAGGS, OKLAHOMA, SEPTEMBER 10, 1918.

In the matter of the enrollment of Alice Waitie as
a freedman citizen of the Cherokee Nation:

Hearing before C. J. Hunt, Field Clerk.

APPEARANCES: Alice Waitie, by her attorney R. H.
Couch. C. F. Bliss for the Commissioner to the
Five Civilized Tribes. W. W. Hastings, attorney
for the Cherokee Nation.

Witnesses placed under rule.

Walter Waitie, being first duly sworn by C. F. Bliss,
United States Deputy Clerk for the Eastern District of Oklahoma,
testifies as follows:

BY Mr. COUCH:

- Q What is your name? A Walter Waitie
Q Where do you live? A About two and one-half miles from here
or three, about three
Q How old are you? A I am 51 years old
Q Do you know Dellie Lewis? A Yes sir
Q I will ask you if you and Dellie have ever lived together?
A Yes sir we lived together
Q How long did you live together? A About two years
Q Did you have any children? A Had one
Q What is its name? A Alice
Q Alice who? A Alice Waitie
Q How old is Alice? A About 8 years old
Q Is she living or dead? A She is living
Q Where is she now? A Tahlequah
Q How long has she been there? A Been there about three or
four years I guess, maybe----
Q Who did she live with there? A Her Aunt
Q Aunt who? A Mary.
Q Mary who? A Mary Lewis, she was a Lewis before she married
Q Do you know William Chouteau? A Yes sir I know him
Q I will ask you if you know whether or not Mary is living
with him? A Yes sir, she stays with him.
Q How long has she been living at Tahlequah with Mary Chouteau?
A About three years
Q Where did she live before that? A Right here with her grand
mother
Q What is her grand mother's name? A Silvia Lewis
Q Do you know whether Alice was enrolled as a Cherokee Freed-
man? A Yes sir
Q Do you know whether or not she has ever received an allotment?
A No sir, but she was enrolled right here at Braggs
Q Where is her mother now, Dellie Lewis? A I don't know
Q How long has it been since you have seen her? A I ain't saw
her for about three years now

Q Do you know whether she is living or not? A I don't know but I ain't saw her for that length of time

By Mr. Bliss.

Q Do you know Thomas M. Cash? A No sir
Q Never hear of any one by that name? A No sir
Q After you made application for the enrollment of this child did you take any action to dispose of the child's right. Did you sell the allotment to any one? A No sir, this child's mother and this old lady they enrolled the child right down here
Q You say you never heard whether the child had an allotment or not? A No sir
Q Were you and Dellie married? A No sir
Q And since you and the mother separated the mother's parents have had the care of the child? A Yes sir
Q Have you contributed to the child's support? A Yes sir, I gives along
Q Did you ever hear that the child's right to allotment was questioned, or that the allotment made to the child had been sold? A No sir
Q Have you talked with ~~anyone~~ either the grandmother of the child or the Aunt of the Child about this matter recently? A No sir, I havn't been around--- she was telling me some thing about it, her grandmother
Q Did the grandmother tell you about having testified about the child? A Yes sir

By Mr. Hunt:

Q Did you ever hear of a report that this child had died? A No sir
Q When was the last time you saw Alice? A I ain't saw her since she left here
Q How long has that been? A About three years
Q Would you be apt to be notified if she had died, would her people tell you? A Yes sir, if she had died they would
Q Did she ever go to school while here? A No sir, not around here
Q Walter do you know the date on which Alice was born? A No sir, I don't know exactly
Q Do you know what year it was? A No sir
Q How do you know she is about eight years of age? A I just know from what that old lady said and she said she did not know the date or the year but knew about how old she was.
Q Who is F. Thompson? A I don't know.

By Mr. BLISS:

Q Did you not ever hear of him? A No sir
Q You say you never heard of Thomas M. Cash? A No sir
Q Did Dellie ever have any children besides Alice? A The only one I ever knew she had

By Mr. HUNT:

Q Were you and ~~that~~ Dellie living together at the time Alice was born? A Yes sir
Q How long after that did you and Dellie live together? A Well about 4 months I reckon

Q Did you have a ~~family~~ doctor when she was born? A No sir, only the old lady
Q Any one else? A No sir, no one else
Q Was it in the summer, spring or fall? A Kinder in the fall.
Q Are you sure of that? A Yes sir

By Mr. BLISS:

Q Did any of Dellie's sisters or any member of her family have children ~~when~~ who were born about the same time that Alice was born? A No sir, not that I knows of
Q Any member of the family die about that time? A No sir

By Mr. COUCH:

Q Can you read and write? A A little bit, not much
Q You say you and Dellie were living together at the time the child was born? A Yes sir
Q Do you know where Mary Lewis lived at that time? A She was at home, at the old lady's, she raised both of them girls
Q She was a Cheuteau, married at that time? A No sir, she was at home
Q Do you know what part of the year the spring of the year is? A It was in the spring of the year, I don't know what time
Q You say that the child was born in the spring of the year? A Yes sir
Q Then you was mistaken a while ago? A No sir, it was born in the fall, I was mistaken
Q In what menth? A I don't know what menth

By Mr. BLISS:

Q How old was Dellie when you and she began living together? A I don't know
Q Was she grown? A Yes sir, she was grown all right
Q But you don't know her age? A No sir, but she was grown

-----0000-----

WILL King, being first duly sworn by C. F. Bliss,
United States Deputy Clerk for the Eastern District of Oklahoma,
testifies as follows:

By Mr. COUCH:

Q What is your name? A William Green but they call me King, my step father's name is King
Q How old are you? A I ~~am~~ will be 29 the 21st of December
Q Where do you live? A Live here
Q How long have you lived here? A Ever since I was eight years old
Q Do you know Walter Waitie? A Yes sir
Q How long have you known him? A Ever since I have been here
Q Do you know Dellie Lewis? A Yes sir, Aunt Silvia raised her
Q Do you know whether or not Walter and Dellie ever lived together? A No sir, I can't swear that they lived together
Q Do you know whether Dellie Lewis ever had any children? A Yes sir
Q How many? A I know of one
Q What was its name? A Alice, I think

- Q Alice waht? A Alice Waitie
Q Do you know where Alice Waitie is? A No sir, I don't
Q How long has it been since you saw her? A I havn't saw her
in quite a while, I saw her Aunt last fall with her
Q What was her aunt's name? A Mary
Q Where does she live? A Tahlequah
Q You have seen her then within the last two years? A Yes sir
Q How long have you known Alice? A Ever since she was born
Q Do you know how old she is? A No sir, I think about about
7 or 8, I am not sure
Q Where did she live during that time? A Lived up here on
the mountain, lived with Aunt Silvia, she married Hake Lewis
and she raised the child and Dellie
Q How long since you have seen Dellie? A I don't think I have
saw Dellie for about a year
Q Have you seen this child since you saw Dellie? A I saw the
child in the spring, I think it was
Q This old Aunt Silvia is living yet? A Yes sir
Q Do you know where Dellie Lewis is now? A No sir, I ain't saw
Dellie since she left Fort Gibson, she was living there when
I married last October
Q Who was she living with at that time? A I don't know, I knew
the fellow but never know his name
Q Do you know a colored fellow by the name of *Thompson*?
A I knew several fellows by that name.
Q You don't know where they are now? A No sir
Q Do you know Green if this child that Dellie has is living
still? A Yes sir, I am satisfied it is living
Q You have seen it within the last two years? A Yes sir

By Mr. BLISS:

- Q Did you ever know a man by the name of F. Thompson? A I don't
remember
Q You don't remember any one by that name? A No sir
Q Did you ever know a man named Thomas M. Cash? A I don't
remember that name either
Q Did you ever hear any thing, or hear any one say any thing
about an affidavit being made that this child was dead?
A No sir
Q How you ~~know~~ have known this child continually from the time
of its birth until the preset time? A Yes sir
Q And that there was no time when she was away from this part of t
the country for any length of time? A No sir

-----ooOoo-----

ALFRED THOMPSON, being first duly sworn by C. F. Bliss,
United States Deputy Clerk for the Eastern District of Oklahoma,
testified as follows:

By Mr. Bliss:

- Q What is your name? A Alfred Thompson
Q What is your age? A 60 years old
Q Where do you live? A Here at Braggs
Q Are you a Cherokee freedman, A Yes sir
Q And have an alletment? A Yes sir
Q Are you acquainted with a Cherokee Freedman woamn by the name
oef Silvia Lewis? A Yes ri
Q Do you know Dellie Lewis? A Yes sir
Q What relation was Dellie to Silvia? A She was her step mother
Q Silvia was Dellie's step mother? A Yes sir

- Q Were you well acquainted with Dollie? A Yes sir, knew her from a child up
- Q Do you know whether or not she had any children? A She had one I know
- Q Do you know the name of the child? A I did know the name--- she was born around here
- Q Where is she now, do you know? A She is with her mother I think, I ain't sure
- Q When was the last time you saw the child? A Been about a year
- Q Who was the father of the child? A They always said it was Walter Waitie
- Q Was the child called Alice? A Yes sir, seems like it was. I don't think it was a lawful child, they just got together and never married
- Q Are you well acquainted with the colored people in general in this community? A Yes sir
- Q Did you ever know a man by the name of F. Thompson? A No sir, I don't believe---
- Q Do you know a man by the name of Thomas M. Cash? A No sir, I don't, seems like I have heard of him
- Q Did you ever hear any one say that Alice Waitie died; that this child of Dollie Lewis had died? A No sir, I don't think I did, if I did I never paid any attention to it, course it may be-----
- Q Did any one ever ask you to sign an affidavit in regard to this child? A No sir
- Q What is your name? A Alfred Thompson
- Q You never heard of a man by the name of F. Thompson? A No sir

By Mr. COUCH:

- Q You say you know Walter Waitie? A Yes sir
- Q Do you know William Green? A Yes sir
- Q Do you know Silvia Lewis? A Yes sir
- Q How long have you know them? A Why, I have know Walter from a child on up----
- Q Do you know their reputation for telling the truth? A Yes sir, they--- when it gets right down to business they seem to be clear in that way.

-----00000-----

LEE G. GRUBBS, being first duly sworn, states that the above and foregoing is a true and correct transcript of his stenographic notes taken in the matter of the application for the enrollment of Alice Waitie as a Cherokee Freedman.

Lee G. Grubbs

Subscribed and sworn to before me this 16th day of September, 1913.

R. P. HARRISON, CLERK,

By A. M. Millan
Deputy clerk of the United
States Court for the Eastern
District of Oklahoma.

Cherokee P.
N. B. 416

Muskogee, Indian Territory, June 29, 1908.

Dollie Williams,
Briggs, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Alice Waitie, born March 12, 1905.

Respectfully,

Commissioner.

MDP

Cherokee F.
N. B. 416.

Muskogee, Indian Territory, July 10, 1906.

Dollie Williams,
Braggs, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Alice Waitie, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify either you or the father of said child upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name applications were made for your enrollment, your ages, the names of your parents, and any members of your families with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

LMC

Let. Testimony
of Marrero
166

Cher Fr M 417

Cher Fr M 417

CHEROKEE FREEDMAN

417

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

MARION ALDRIDGE

as a citizen of

CHEROKEE

Nation.

Approved..... 190...

Commissioner.

RECEIVED

JUN 25 1906

105
347

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... CHEROKEE Nation,
of ... MARION ALDRIDGE born on the 25..th day of May 1903
(Here insert name of child)
Name of Father: ... James Aldridge a citizen of the Cherokee Nation.
Name of Mother: ... Linna Bell Aldridge a citizen of the Cherokee Nation.
Tribal enrollment of father P. 214 Tribal enrollment of mother P. 207
Postoffice ... FORT GIBSON I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

WESTERN

District. }

I, ... Linna Bell Aldridge on oath state that I am ... 21
years of age and a citizen Adoption of the ... Cherokee Nation;
that I am the lawful wife of ... James Aldridge who is a citizen, by
Adoption of the ... Cherokee Nation; that ... Male child was
Male or Female
born to me on ... 25..th day of ... May 1903.; that said child has been named
... Marion Aldridge and was living March 4, 1906.

Linna Bell Aldridge

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this ... 23 day of ... June 1906.

My com, expires Oct 16th 1907

Henry Effert
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western

District. }

I, ... Dinah Walker Mid-wife on oath state that I
attended on Linna Bell Aldridge wife of ... James Aldridge
on the ... 25 day of ... May 1903.; that there was born to her on said date a ... Male
Male or Female
child; that said child was living March 4, 1906, and is said to have been named
..... Marion Aldridge

Dinah Walker
mark

WITNESSES TO MARK:

[Must be Two Witnesses] {

Harriet Ora Starr
D. C. Mel Starr

Subscribed and sworn to before me this ... 23 rd day of ... June 1906.

My com, Expires Oct 16 th 1907

Henry Effert
Notary Public.

CHEROKEE FREEDMAN

199

467

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

MARTHA ALDRIDGE.....

as a citizen of

CHEROKEE..... Nation.

Approved..... 190...

.....
Commissioner.

RECEIVED

JUN 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,
of Martha Aldridge born on the 10 day of April 1905.
[Here insert name of child]
Name of Father: James Aldridge a citizen of the Cherokee Nation.
Name of Mother: Linna Bell Aldridge a citizen of the Cherokee Nation.
Tribal enrollment of father: F. 914 Tribal enrollment of mother: F. 307
Postoffice: Fort Gibson I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
WESTERN District. }

I, Linna Bell Aldridge, on oath state that I am 21 years of age and a citizen by Adoption of the Cherokee Nation; that I am the lawful wife of James Aldridge, who is a citizen, by Adoption of the Cherokee Nation; that a Female child was born to me on 10 day of April 1905; that said child has been named Martha Aldridge, and was living March 4, 1906.

Linna Bell Aldridge

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 23 day of June 1906.

My com. expires Oct 16 1907

Henry Effert
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
WESTERN District. }

I, Dinah Walker, a Mid-wife, on oath state that I attended on Linna Bell Aldridge wife of James Aldridge on the 10 day of April 1905; that there was born to her on said day a Female child; that said child was living March 4, 1906, and is said to have been named Martha Aldridge.

Dinah Walker
midwife

WITNESSES TO MARK:

[Must be Two Witnesses]

Harriet Ora Starr
Daniel Starr

Subscribed and sworn to before me this 23rd day of June 1906.

My com. expires Oct 16th 1907

Henry Effert
Notary Public.

CHEROKEE FREEDMAN

100 *7NB 417*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Marion Aldrich

as a citizen of

Cherokee

Nation.

G.W.D.
Approved

190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 12 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 9 - 1906

Incl C-71

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,
ofMarion Aldrich....., born on the 25.....day of May.....1903.
(Here insert name of child)
Name of Father:.....James Aldrich.....a citizen of the.....Cherokee.....Nation.
Name of Mother:.....Linnieball Aldrich.....a citizen of the.....Cherokee.....Nation.
Tribal enrollment of father.....F. 914.....Tribal enrollment of mother.....F. 307.....
Postoffice.....Fort Gibson, Indian Territory.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Western.....District. }

I,Linnieball Aldrich.....on oath state that I am.....21.....
years of age and a citizen by adoption.....of the.....Cherokee.....Nation;
that I am the lawful wife of.....James Aldrich....., who is a citizen, by
.....adoption.....of the.....Cherokee.....Nation; that a male.....child was
Male or Female
born to me on.....25th.....day of.....May.....1903; that said child has been named
.....Marion Aldrich.....and was living March 4, 1906.

Linnieball Aldrich

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....9th,.....day of.....July.....1906.
My Com, expires Oct, 16th 1907

Henry Effert
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Western.....District. }

I,Diana Walker.....a.....Mid-wife.....on oath state that I
attended onLinnieball Aldrich....., wife of.....James Aldrich.....
on the.....25.....day of.....May.....1903; that there was born to her on said date a.....male.....
Male or Female
child; that said child was living March 4, 1906, and is said to have been named.....
.....Marion Aldrich.....

Diana Walker
midwife

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this.....9th,.....day of.....July.....1906.
My Com, Expires Oct, 16th, 1907

Henry Effert
Notary Public.

CHEROKEE FREEDMAN

File 190 778417

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Martha Aldrich,

as a citizen of

..... Cherokee Nation.

[Signature]
Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 12 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 9 - 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Martha Aldrich, born on the 10th day of April, 1905
[Here insert name of child]
Name of Father: James Aldrich a citizen of the Cherokee Nation.
Name of Mother: Linniebell Aldrich a citizen of the Cherokee Nation.
Tribal enrollment of father: F. 914 Tribal enrollment of mother: F. 307.
Postoffice: Fort Gibson I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Linniebell Aldrich, on oath state that I am 21
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of James Aldrich, who is a citizen, by
adoption of the Cherokee Nation; that a female child was
(Male or Female)
born to me on 10th day of April, 1905; that said child has been named
Martha Aldrich and was living March 4, 1906.

Linniebell Aldrich

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th, day of July, 1906.

My Com, expires Oct, 16th 1907

Henry E. Effert
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Diana Walker, a Mid-Wife, on oath state that I
attended on Linniebell Aldrich, wife of James Aldrich,
on the 10th day of April, 1905; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Martha Aldrich.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9th, day of July, 1906.

My Com, expires Oct, 16 th, 1907

Henry E. Effert
Notary Public.

Jec

199 *FNB 417*

Dec 7/10 27-10

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Marion Aldrich,

as a citizen of

Cherokee Nation.

B. H. V.
Approved *JAN 14 1907* 190

[Signature]
Commissioner.

MISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 17 1906

[Signature]
COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Marion Aldrich, born on the 25 day of May 1903.
[Here insert name of child]
Name of Father: James Aldrich a citizen of the Cherokee Nation.
Name of Mother: Linniebell Aldrich a citizen of the Cherokee Nation.
Tribal enrollment of father: F 914 Tribal enrollment of mother: F 307
Postoffice: Fort Gibson, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Westren District.

I, Linniebell Aldrich, on oath state that I am 21 years of age and a citizen by adoption, of the Cherokee Nation; that I am the lawful wife of James Aldrich, who is a citizen, by adoption, of the Cherokee Nation; that a male child was born to me on 25 day of May 1903; that said child has been named Marion Aldrich and was living March 4, 1906.

Linniebell Aldrich

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....
.....

Subscribed and sworn to before me this 31st, day of July 1906.
My Com, Expires Oct, 16th, 1907

Henry Euffert
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Diana Walker, a Mid-wife, on oath state that I attended on Linniebell Aldrich, wife of James Aldrich, on the 25 day of May 1903; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Marion Aldrich.

Diana Walker
midwife

WITNESSES TO MARK:

[Must be Two Witnesses] {
Linn Aldrich
Geo W. Brundson

Subscribed and sworn to before me this 31st, day of July 1906.

Henry Euffert
Notary Public.

See

199 *770417*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Martha Aldrich

as a citizen of

Cherokee Nation.

L.E.N.
Approved *CON* 190...

Commissioner.

COMMISSIONER TO THE CIVIL SERVICE

FILED

AUG 17 1906

[Signature]
COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,
ofMartha Aldrich....., born on the 10.....day ofApril.....1905.
[Here insert name of child]
Name of Father:.....James Aldrich.....a citizen of the.....Cherokee.....Nation.
Name of Mother:.....Linniebell Aldrich.....a citizen of the.....Cherokee.....Nation.
Tribal enrollment of father: F. 914.....Tribal enrollment of mother: F. 307.....
Postoffice.....Fort Gibson, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
.....Western.....District. }

I,Linniebell Aldrich....., on oath state that I am.....21.....
years of age and a citizen by.....adoption.....of the.....Cherokee.....Nation;
that I am the lawful wife of.....James Aldrich....., who is a citizen, by
.....adoption.....of the.....Cherokee.....Nation; that a ..female...child was
[Male or Female]
born to me on.....10.....day of.....April.....1905.....; that said child has been named
.....Martha Aldrich.....and was living March 4, 1906.

Linniebell Aldrich

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this.....31st.....day of.....July.....1906.
My Com, Expires Oct, 16th, 1907

Henry Effert
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
.....Western.....District. }

I,Diana Walker....., a.....Mid-wife....., on oath state that I
attended onLinniebell Aldrich....., wife of.....James Aldrich.....
on the.....10.....day of.....April.....1905.....; that there was born to her on said date female.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....
.....Martha Aldrich.....

Diana Walker
M.D.

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....

Subscribed and sworn to before me this.....31st.....day of.....July.....1906.
My Com, expires Oct, 16th 1907

Henry Effert
Notary Public.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
CHEROKEE LAND OFFICE.
Tahlequah, I. T., October 26, 1904.

In the matter of the application of Harry Starr for the enrollment of himself, his wife, Martha and children, Daniel, Linniebell, Sallie, Harrieta, Caroline, Harry Jr., Anise, Luther and Emma Starr as Cherokee freedmen.

SUPPLEMENTAL TESTIMONY.

James Aldrich, being sworn and examined by the Commission, testified as follows:

- Q What is your name? A James Aldrich.
Q How old are you? A Will be 25 in November.
Q What is your postoffice? A Ft. Gibson.
Q Are you a Cherokee freedman? A Yes.
Q Are you married? A Yes.
Q What is the name of your wife? A Linniebell Starr was her name before I married her.
Q Is she a Cherokee freedman? A Yes.
Q When were you married? A Last Christmas a year ago.
Q That would be December 25, 1902? A Yes.
Q Are you and she living together now? A Yes.

I, May Hudson, state upon oath that as stenographer to the Commission to the Five Civilized Tribes I correctly recorded the supplemental testimony in this case and that the foregoing is a true and complete transcript of my stenographic notes thereof.

May Hudson.

Subscribed and sworn to before me this 29th day of October, 1904.

William P. Drew
Notary Public.

IN RE
THE DEATH OF

Marion Aldrich
A CITIZEN OF THE

Cherokee

Nation

Approved

SEP 27 1907

190

J. H. Wright
Commissioner

Commissioner of the Cherokee Nation

FILED

SEP 27 1907

Department of the Interior, COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Marion Aldrich
(Here insert name of deceased)

a citizen of the Cherokee Nation, who formerly resided at or near
St Gibson Ind. Ter., and died on the 4th day of
November, 1906.
(Here insert name of post office)

AFFIDAVIT OF RELATIVE

United States of America
Western District of Ind. Perry

I, Linnabelle Aldrich, on oath state that I am 22
years of age and a citizen, by Friedman, of the Cherokee Nation;
that my postoffice address is St Gibson Ind. Ter.; that I am
The Mother of Marion Aldrich
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)
who was a citizen, by Friedman, of the Cherokee Nation
and that said Maryland Aldrich died on the 4th day of
November, 1906.
(Here insert name of deceased)

WITNESSES TO MARK:

(Must Be Two Witnesses) { J. H. Childers
E. A. Murphy

Subscribed and sworn to before me this 24th day of September, 1907

my Commission expires Feb 8th 1910

James M. Authis
Notary Public.

AFFIDAVIT OF ACQUAINTANCE

United States of America
Western Dist of Ind. Perry

I, Emeline Alberty, on oath state that I am 19
years of age, and a citizen by Friedman of the Cherokee Nation;
that my postoffice address is St Gibson Ind. Ter.;
that I was personally acquainted with Marion Aldrich
(Here insert name of deceased)
who was a citizen, by Friedman, of the Cherokee Nation;
and that said Marion Aldrich died on the 4th day of
November, 1906.
(Here insert name of deceased)

WITNESSES TO MARK:

(Must Be Two Witnesses) { J. H. Childers
E. A. Murphy

Subscribed and sworn to before me this 24th day of September, 1907

my Commission expires Feb 8th 1910

James M. Authis
Notary Public.

Cherokee, N.
N. B.

Muskogee, Indian Territory, June 22, 1903.

James Aldridge,
Fort Gibson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Marion Aldridge, born May 25, 1903, and Martha Aldridge, born
April 10, 1903.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.

N. B. 417.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 5, 1906.

Linniebell Aldrich,

Fort Gibson, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Marion and Martha Aldrich, as Cherokee freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman, under the name of Linniebell Aldrich. Your name appears throughout the affidavits, as to the birth of said children, as Linna Bell Aldridge.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavits, as Linniebell Aldrich. ~~This matter should receive~~ your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,



Commissioner.

Incl.C-71
LMC

REFER IN REPLY TO THE FOLLOWING:

Cherokee Freedman
H.B. 417.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 27, 1906.

Linniebell Aldrich,

Port Gibson, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Marion and Martha Aldrich, as Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Linniebell Starr, and evidence as to your marriage to James Aldrich has been furnished. Your name appears throughout the affidavits as to birth of said children as Linna Bell Aldridge, and the surnames of said children and their father appear as Aldridge.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to properly execute and return to this office, your name to appear throughout the same as Linniebell Aldrich, and the surnames of said children and their father to appear as Aldrich. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,

Encl. M.A.27-10.

Commissioner.

Cher Fr M 418

Cher Fr M 418

CHEROKEE FREEDMAN

418

199

1037

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved April 26, 1906

Jake Duncan
as a citizen of
Cherokee Nation

Approved

FEB 1907

190

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation
of Jake Duncan, born on the 14 day of May, 1903.
[Here insert name of child]

Name of Father: Charley Duncan, a citizen of the Cherokee Nation.

Name of Mother: Ella Duncan, a citizen of the Cherokee Nation.

Tribal enrollment of father: Not enrolled Tribal enrollment of mother Cherokee Freedman 3959

Postoffice Nowata, Ind. Ter.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Ella Duncan, on oath state that I am 33 years of age and a citizen by Freedman of the Cherokee Nation, that I am the lawful wife of Charley Duncan, who is a citizen, by of the Cherokee Nation; that a Male child was (Male or Female) born to me on 14th day of May, 1903; that said child has been named Jake Duncan, and was living March 4, 1906.

Ella Duncan
mark.

WITNESSES TO MARK:

Must be Two
Witnesses

Robert J. Hobbs

Subscribed and sworn to before me this 23rd day of June, 1906.

U. E. Dodson

Notary Public.

My Com. Exp. Jan. 30th, 1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Charley Duncan, a Mid-wife, on oath state that I attended on Ella Duncan, wife of Charley Duncan on the 14th day of May, 1903; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Jake Duncan (Male or female)

Charley Duncan

WITNESSES TO MARK:

Must be Two
Witnesses

Robert J. Hobbs

Subscribed and sworn to before me this 23rd day of June, 1906.

U. E. Dodson

Notary Public.

My Com. Exp. Jan. 30th, 1910

Joe
CHEROKEE FREEDMAN
199

418

1037

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved April 26, 1906

Mary Duncan
as a citizen of

Cherokee

Nation

GAH
Approved

190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 25 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation
of Mary Duncan, born on the 16 day of June, 1905
(Here insert name of child)

Name of Father: Charley Duncan, a citizen of the Cherokee Nation.

Name of Mother: Ella Duncan, a citizen of the Cherokee Nation.

Tribal enrollment of father Not enrolled Tribal enrollment of mother Cherokee Freedman 73499

Postoffice Nowata, Ind. ter.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Ella Duncan, on oath state that I am 38
years of age and a citizen by Freedman of the Cherokee Nation,
that I am the lawful wife of Charley Duncan, who is a citizen, by
of the Cherokee Nation; that a Female child was
(Male or Female)
born to me on 16 day of June, 1905; that said child has been named
Mary Duncan, and was living March 4, 1906.

Ella Duncan
mark.

WITNESSES TO MARK:

Must be Two Witnesses { Walter D. Humphrey
Robert J. Hobbs

Subscribed and sworn to before me this 23 rd, day of June, 1906.

U. E. Dodson
Notary Public.

My Com. Exp. January, 30th, 1910

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Charley Duncan, a Mid wife, on oath state that I
attended on Ella Duncan, wife of Charley Duncan
on the 16 day of June, 1905; that there was born to her on said date a Female
(Male or female)
child; that said child was living March 4, 1906, and is said to have been named Mary Duncan.

Charley Duncan

WITNESSES TO MARK:

Must be Two Witnesses { Walter D. Humphrey
Robert J. Hobbs

Subscribed and sworn to before me this 23rd, day of June, 1906.

U. E. Dodson
Notary Public.

My Com. Exp. Jan. 30th, 1910

STATE OF ARKANSAS,
COUNTY OF SEBASTIAN.

Larena Johnson being sworn says:

I reside in the Cherokee Nation, I. T. I am 28 years old, I am acquainted with Charley Duncan, who resides in the Cherokee Nation at Nowata now.

In May 1898 I lived nearer than a quarter of a mile of the said Charley Duncan at which time his son Jake Duncan was born, I was not present when he was born, but was there in a short time thereafter, perhaps it was about two hours after his birth, not later than three I suppose at the outside, saw him with his mother, and was frequently there before Jake's mother was up out of the bed, and knew him long after that time. I have not seen Jake for some time but from information I know he is living and is at Nowata with his father Charley Duncan.

Larena Johnson

Subscribed and sworn to before me this the 13th day of February, 1907.

Edwin Stiver
Notary Public.

My commission expires July 1, 1907.
~~xsubscribedxandxswornxtoxbeforexmexthisxthexdayxofxFebruaryx,1907xxx~~

United States of America.
Northern District, ss.
Indian Territory.

Joanna Bird, and Gertie Williams, both being sworn, say:-

We both have lived in Nowata, I.T. at various periods covering several years, and both are well acquainted with Charley Duncan and Ella Duncan, and know that on and since and at this time Jake Duncan and Mary Duncan, children of said Charley and Ella Duncan were and are living and in being.

Both same reside and have continued to reside with their parents, at ~~the~~ Nowata, I.T.

Gertie Williams

Sworn and subscribed to before me this the 16th day of Feby. 1907.

Florence Johnson
Notary Public.

My commission expires 5/22 1910.

United States of America,
Northern District,
Indian Territory. ss.

Gertie Williams, being sworn, says:-

I reside in the Cherokee Nation, at Nowata, I.T.

I am twenty-five years old, I am acquainted with Charley Duncan, who resides at Nowata, in the Cherokee Nation, I.T.

In June of the year 1905, I knew Charley Duncan who then resided at Nowata, I.T. and whose neighbor I was, and at this time there was born to him a female child which was named Mary Duncan, which child I have continued to know and which child now lives with her father and mother, Charley Duncan and Ella Duncan, his wife, at Nowata, I.T. I knew this child within two days after its birth.

Gertie Williams

Subscribed and sworn to before me this the 16th. day of
February, 1907.

Thomas Johnson

My commission expires 2/22/07.

United States Court,) ss.
Indian Territory, }
Northern District. }

Joanna Bird, being sworn says:-

I reside in the Cherokee Nation, at Nowata,
I.T. I am forty-three years old, I am acquainted with Charley
Duncan, who resides in the Cherokee Nation, at Nowata, I.T.

In June of the year 1905, Charley Duncan lived in Nowata, and
I lived neighbors to him, and at this time there was born to him
a female child which he named Mary Duncan, and which has continued
to live and now lives in his care at their residence in Nowata, I.T.
i.e. in the care of her father Charley Duncan. I am well acquainted
with the mother of this same Mary Duncan, her name is Ella Duncan, and
she lives with her husband Charley Duncan at Nowata, I.T. I was
present and washed this child at time of its birth.

Attest Gertie Williams
H. L. Moore

Subscribed and sworn to before me this the 18th day of Feb-
ruary, A.D. 1907.

Hermina Johnson
Notary Public.

My commission expires May 22nd, 1910.

Cherokee P.
N. B: 418

Muskegee, Indian Territory, June 29, 1906.

Ella Duncan,
Nowata, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Jake Duncan, born May 14, 1903, and Mary Duncan, born June 16,
1906.

Respectfully,

Commissioner.

MMP

Cherokee F
N. B. 418

Muskogee, Indian Territory, December 19, 1906.

Charley Duncan,

Howata, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your children, Mary and Jake Duncan, as Cherokee freedmen, you are advised that before the enrollment of your children is complete it will be necessary for you to secure affidavits from two disinterested persons who have actual personal knowledge of said children's birth and that said children were living March 4, 1906.

Respectfully,

Commissioner.

LMC

Cher Fr M 419

Cher Fr M 419

74
76
JOC
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 23, 1900.

Clarenda Hall

as a citizen of

Cherokee

Nation.

Approved. FEB 1907 190...

Commissioner.

COMMISSIONER TO THE LANDS

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 25 1906

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,Name of child: Clarenda Hall born on the 21 day of Nov 1902
(Here insert name of child)Name of Father: Richard Thompson a citizen of the Cherokee Nation.Name of Mother: Josephine Hall a citizen of the Cherokee Nation.Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee 3041Postoffice: Briggs, Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.I, Josephine Hall, on oath state that I am 30years of age and a citizen by Adoption of the Cherokee Nation;that I am the lawful wife of Richard Thompson who is a citizen, byAdoption of the Cherokee Nation; that a Female child was
(Male or Female)born to me on 21 day of November 1902; that said child has been namedClarenda Hall and was living March 4, 1906.

WITNESSES TO MARK:

Edward B. Smith
[Must be Two Witnesses] { J. PatrickSubscribed and sworn to before me this 23 day of June 1906.Edward M. Laim
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.I, Gracie Crossland, a midwife, on oath state that Iattended on Josephine Hall, the wife of Richard Thompsonon the 21 day of Nov 1902; that there was born to her on said date a Female
(Male or Female)

child; that said child was living March 4, 1906, and is said to have been named

Clarenda Hall Gracie Crossland

WITNESSES TO MARK:

Edward B. Smith
[Must be Two Witnesses] { J. PatrickSubscribed and sworn to before me this 23 day of June 1906.Edward M. Laim
Notary Public.

Cherokee F.
N. B. 419

Muskogee, Indian Territory, June 29, 1906.

Josephine Hall,
Briggs, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Clarence Hall, born November 21, 1902.

Respectfully,

Commissioner.

1906

Cherokee Freedman
N.B.419.

Muskogee, Indian Territory, December 6, 1906.

Josephine Hall,

Braggs, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Clarendia Hall, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled freedman citizen of the Cherokee Nation, under the name of Josephine Hall. Your name appears throughout the affidavit, as to the birth of said child, as Josephine Hall.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, your name to appear throughout the affidavit as Josephine Hall. As this matter is important you should give it your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Encl.N-52.
JMH

Acting Commissioner.

Cherokee Freedmen
N.B. 419

Muskogee, Indian Territory, July 6, 1906.

Josephine Hall,
Braggs, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Clarendia Hall, as a Cherokee Freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee Freedmen under the name of Josephine Hall. Your name appears throughout the affidavit as to the birth of said child as Josephen Hall.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, your name to appear throughout said affidavit as Josephine Hall. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Encl. 10
H.J.C.

Commissioner.

Cher Fr M 420

Cher Fr M 420

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

M. *Cordia Martin*

as a citizen of
Cherokee Nation

Approved _____ 190_____

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 26 1906

1297

1492

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Cordia Martin, born on the 16 day of July, 1903.
(Here insert name of child)
Name of Father: Josh Martin Sr. a citizen of the Cherokee Nation.
Name of Mother: Ellen Martin a citizen of the " Nation.
Tribal enrollment of father: Cherokee Freedman 4075 Tribal enrollment of mother: Adopted
Postoffice: Chelsea I.T.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,
Northern Judicial District.
I, Ellen Martin, on oath state that I am Twenty seven
years of age and a citizen by Adoption of the Cherokee Nation;
that I am the lawful wife of Josh Martin, who is a citizen, by
Blood of the Cherokee Nation; that a female child was
(Male or Female)
born to me on 16 day of July, 1903; that said child has been named
Cordia Martin, and was living March 4, 1906.
Ellen Martin

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 19 day of June, 1906.

John D. Miller
Notary Pu

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Northern Judicial District.
I, Edna Graves, a Midwife, on oath state that I
attended on Ellen Martin, wife of Josh Martin,
on the 16 day of July, 1903; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Cordia Martin.
Edna Graves

WITNESSES TO MARK:

[Must be two
Witnesses]

Subscribed and sworn to before me this 19 day of June, 1906.

John D. Miller
Notary Public

Cherokee Freedman

.N. B. 420

AFFIDAVIT.

Jake Martin being first duly sworn on his oath states that he is acquainted with Josh Martin , and with ^{Ellen} ~~Ellen~~ Martin his wife, and has known them for the past 15 years, and he further states that he was present at the birth of Cordia Martin , the minor child of the said Josh Martin and Ellen Martin that he was at the home of the said above named parties on that night, and know of his personal knowledg that that said child was borned to the said parents. And he further states that he is not interested in the prosecution of this case,

Subscribed and sworn to before me this the 12th day of Jan , 1907

*My Comm. Exp
May 29-1907*

Jake Martin

David J. Elliott

Edna Martin

Josh Martin sr

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES
MUSKOGEE, I. T., FEBRUARY 7, 1907.

In the matter of the application for the enrollment of
CORDIA MARTIN as a Cherokee freedman.

JOSHUA MARTIN, SR., being first duly sworn by S. C. Pitts, Notary
Public, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name?? A Joshua Martin, Sr.
Q What is your age? A About 29.
Q What is your post office address? A Chelsea.
Q Are you the father of Cordia Martin, who is an applicant for enrollment as a Cherokee freedman? A Yes sir.
Q Are you the same person mentioned in the birth affidavit filed in this case as Josh Martin? A Yes sir.
Q Your full name is Joshua Martin, but they call you Josh? A Yes.
Q Are you the identical person mentioned in this birth affidavit of the mother and the midwife as Josh Martin? A Yes sir.
Q Are you married? A Yes sir.
Q What is the name of your wife? A Ella Martin.
Q Are you a Cherokee freedman? A Yes sir.
Q Is your wife a Cherokee freedman? A No sir.
Q She is a non-citizen? A Yes sir.
Q When were you married? A About a year before the Kern-Clifton enrollment.
Q That would make it about 12 years ago? A Yes sir.
Q Have you and your wife lived together ever since your marriage? A Until about 11 months ago.
Q Did you separate then? A Yes sir.
Q Did you leave her, or did she leave you? A She left me.
Q Have you remarried? A No sir.
Q Were you ever married except to her? A No sir.
Q Was she ever married except to you? A No sir.
Q Is this child living with you or with her? A With me.
Q How old is the child? A About 3 years old.
Q Were you married under Cherokee law? A Yes sir.
Q Did you get a license? A No sir.
Q And no certificate? A No sir.
Q Have you a witness here who saw you married? A Yes sir.
Q Who is it? A Sam Martin.
Q Is this child, Cordia Martin, living at this time? A Yes sir.

SAM MARTIN, being first duly sworn by S. C. Pitts, Notary Public, testified as follows:

- Q What is your name? A Sam Martin.
Q What is your age? A I dont know exactly; they say I was born March 10, 1867.

Q Do you know Joshua Martin, the father of the applicant in this case? A Yes sir.

Q What relation is he to you? A Brother.

Q Do you know his wife? A Yes sir.

Q What is her name? A Ella Martin.

Q When was he married to her? A I don't know exactly, it was 10 or 12 years ago, maybe longer; before that Keras enrollment.

Q Did he and she live together up until the time she left him? A Yes sir.

Q How long ago did she leave him? A It has not been very long; something like a year.

Q How do you know they were married? A I was there and seen the preacher marry them.

Q Who married them? A It was John Tucker.

Q What was Ella Martin's maiden name? A Ella Martin, old man Charles Martin's daughter.

Q Was she any relation to your brother? A No sir.

Q Are you a Cherokee freedman? A Yes sir.

Q Was your brother, Joshua Martin, ever married prior to his marriage to Ella Martin? A No sir.

Q Was Ella Martin ever married before she married your brother? A No sir.

Q Did they have a child named Gordia? A Yes sir.

Q Is that child living now? A Yes sir.

Q How old is it? A 2 or 3 years old.

(Witness excused).

The undersigned, being first duly sworn, states that, as stenographer to the Commissioner to the Five Civilized Tribes, she correctly reported the above and foregoing testimony, and that the same is a full, true and complete transcript of her stenographic notes thereof.

Sarah Watson

Subscribed and sworn to before me this 9th day of February, 1907.

Walter L. Chappell
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Cordia Martin as a Cherokee freedman.

D E C I S I O N

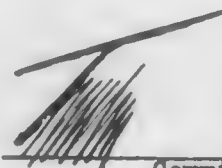
THE RECORDS OF THIS OFFICE SHOW: That on June 26, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Cordia Martin, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137). Further proceedings in the matter of said application were had at Muskogee, Indian Territory, February 7, 1907.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Cordia Martin, is the minor child of one Joshua (given in the birth affidavits as Josh) Martin Sr., a regularly enrolled Cherokee freedman, and Ellen Martin, a non citizen of the Cherokee Nation, who were united in marriage about the year 1895; that the said Cordia Martin was born to them in lawful wedlock on July 16, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Cordia Martin is entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly granted.



Commissioner

Dated at Muskogee, Indian Territory,
this FEB 15 1907

Cherokee F.
N. B. 480

Muskogee, Indian Territory, June 29, 1906.

Josh Martin,
Chelsea, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Gordia Martin, born July 16, 1903.

Respectfully,

Commissioner.

MMP

Cherokee Freed-
man N. B. 420

Muskogee, Indian Territory, July 6, 1906.

Joshua Martin, Sr.,
Chelsea, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Cordia Martin, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Joshua Martin, Sr. Your name appears throughout the affidavit as to birth of said child as Josh Martin, Sr.

You are further advised that the mother of said child has been identified upon the records of this office as an applicant for enrollment as a Cherokee freedman, under the name of Ellie Martin. Her name appears throughout the affidavit as to birth of said child, as Ellen Martin.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavit as Joshua Martin, Sr., and the name of the mother

-2-

of said child to appear throughout the same as Ella Martin.

This matter should receive your immediate attention.

You are requested to return this letter with the
affidavit.

Respectfully,

Commissioner.

Encl. M.A.6-4.

Cherokee Freed.
M.B.420.

Muskogee, Indian Territory, December 8, 1906.

Joshua Martin, Sr.,

Chelsea, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Cordia Martin, as a freedman citizen of the Cherokee Nation, you are advised that you have been identified upon the records of this office as a duly enrolled freedman of the Cherokee Nation under the name of Joshua Martin, Sr. Your name appears in the affidavit as to the birth of the child as Joshua Martin.

You are further advised that the mother of said child has been identified upon the records of this office as an applicant for enrollment as a freedman citizen of the Cherokee Nation under the name of Ella Martin. Her name appears throughout the affidavit as Ellen Martin.

There is enclosed herewith a blank form of birth affidavit which you are requested to have properly executed and return to this office at the earliest practicable date.

You are requested to return this letter with the affidavit.

Respectfully,

Encl. W-4.
S.W.

Acting Commissioner.

Cherokee Freed.
W.B.420.

Muskogee, Indian Territory, December 10, 1906.

Joshua Martin, Sr.,

Chelsea, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Cordia Martin, as a freedman citizen of the Cherokee Nation, you are advised that you have been identified upon the records of this office as a duly enrolled freedman of the Cherokee Nation under the name of Joshua Martin, Sr. Your name appears in the affidavit as to the birth of the child as Josh Martin.

You are further advised that the mother of said child has been identified upon the records of this office as an applicant for enrollment as a freedman citizen of the Cherokee Nation under the name of Ella Martin. Her name appears throughout the affidavit as Ellen Martin.

There is enclosed herewith a blank form of birth affidavit which you are requested to have properly executed and return to this office at the earliest practicable date.

You are requested to return this letter with the affidavit.

Respectfully,

Encl. W-4.
S.W.

Commissioner.

Cherokee Freedmen
N. B. 420

Muskogee, Indian Territory, January 10, 1907

Josh Martin Sr.,

Chelsea, Indian Territory.

Dear Sir:

This office is in receipt of your letter of December 26, in reply to a letter from this office requesting that new affidavits be executed in connection with the application ~~for the enrollment of your child~~. Cordia Martin as a citizen of the Cherokee Nation. You state that the whereabouts of your wife is unknown to you and ask if you may execute the affidavit, as the father of said child.

In reply you are advised that if it is impossible for you to secure the affidavit of the mother of your child, as to its birth, you should forward affidavits by two disinterested persons who have actual knowledge as to the child's birth and parentage.

You are also requested to forward to this office at the earliest practicable date, either the original or a certified copy of the marriage license and certificate of yourself and the mother of your child, Cordia Martin.

Wash Martin Sr.-2

This matter is very important and should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Encl. B-52

Commissioner

Cherokee F.
N.B. 420

Muskogee, Indian Territory, February 15, 1907.

Joshua Martin, Sr.,

Melrose, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, granting the application for the enrollment of your child, Cordia Martin, as a Cherokee freedman.

You will be advised when the name of your said child has been placed upon a schedule of Cherokee freedmen and approved by the Secretary of the Interior.

Respectfully,

Commissioner.

Encl. N-100
JMH

Cherokee F.
H.B.420

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision
of the Commissioner to the Five Civilized Tribes, dated
February 18, 1907, granting the application for the enroll-
ment of Urdia Martin as a Cherokee freedman.

Respectfully,

Encl.H-108
JMH

Commissioner.

Cherokee F.
N.B.420

Muskogee, Indian Territory, February 15, 1907.

The Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of
your decision enrolling Cordia Martin as a Cherokee freedman.
Time for protesting said decision is waived, and I consent
that said person may be placed upon the schedule immediately.

Respectfully,

J. V. Hartman

Attorney for Cherokee Nation.

THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

RECEIVED**THE WESTERN UNION TELEGRAPH COMPANY.**

INCORPORATED

24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.	Time Filed	Check
----------------	------------	-------

SEND the following message subject to the terms on back hereof, which are hereby agreed to. January 28, 1907 190

To Joshua Martin Sr. (Colored)

Chelsea, Indian Territory.

To complete enrollment your child ~~affidavits of mother and midwife or two witnesses to birth and documentary evidence or testimony of witnesses as to your marriage necessary. Produce same immediately.~~

BIXBY

O B G R Paid.

Commissioner

as of 11:00 AM and on 1/28/07.

READ THE NOTICE AND AGREEMENT ON BACK.

Form No. 2.

THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.	Time Filed	Check
----------------	------------	-------

SEND the following message subject to the terms on back hereof, which are hereby agreed to. January 29, 1907. 190

To Joshua Martin Sr. (Colored)

Chelsea, Indian Territory.

To complete enrollment of your child, appear before
Commissioner immediately with witnesses and testify as to
Child's birth and as to your marriage.

BIXBY.

O B G R Paid.

Commissioner.

READ THE NOTICE AND AGREEMENT ON BACK.

Form No. 168. M. T.

THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of the fare thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

RECEIVED at

41 KSRD D 1210PM

Muskogee, I.T.

Yours 29th Martin Colored signed Bixby Commissioner undeld
party gone to Vinita see my wire yesterday.

Chelsea, I.T. Jan 29

MONEY TRANSFERRED BY TELEGRAPH.

CABLE OFFICE.

Cher Fr M 421

Cher Fr M 421

pc

421

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

John F. Owens
as a citizen of

Cherokee Nation.

[Signature]
Approved JAN 14 1907 190

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 26 1906

R142.

1121

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of John F. Owens born on the 23 day of Feb. 1905
(Here insert name of child)
 Name of father: Sam W. Owens a citizen of the A.S. Nation.
 Name of mother: Lizzie Owens a citizen of the Cherokee Nation.
 Tribal enrollment of father J R 143. Tribal enrollment of
 mother Cherokee Freedman J 7656
 Postoffice Ruby Ind. La.
 AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Lizzie Owens on oath state that I am 39
 years of age and a citizen by Freedman of the Cherokee Nation;
 that I am the lawful wife of Sam W. Owens who is a citizen, by
U.S. of the Cherokee Nation; that a Male child was
(Male or Female)
 born to me on 23 day of Feb. 1905; that said child has been
 named John F. Owens, and was living March 4, 1906.

WITNESSES TO MARK

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 23 day of June 1906.

MY COMMISSION EXPIRES
 MARCH 9, 1910

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Matilda Hicks a Midwife, on oath state that I
 attended on Lizzie Owens wife of Sam W. Owens
 on the 23 day of Feb. 1905; that there was born to her on said
 date a Male child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named John F. Owens

WITNESSES TO MARK

[Must be Two
Witnesses.]

Subscribed and sworn to before me this 23 day of June 1906.

MY COMMISSION EXPIRES
 MARCH 9, 1910

Notary Public.

Cherokee P
N. B. 421

Muskogee, Indian Territory, June 29, 1906.

Lizzie Owens,

Ruby, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
John F. Owens, born February 23, 1906.

Respectfully,

HCP

Commissioner.

Cher Fr M 422

Cher Fr M 422

John CHEROKEE FREEDMAN

188

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

DANNIE STARR

as a citizen of

CHEROKEE

Nation.

667.
Approved FEB 1907 190...

[Signature]
Commissioner.

DEPT. OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 6 1906

[Signature]
COMMISSIONER

Received

June 27, 1906

105

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,
of Dannie Starr born on the 2nd day of Oct, 1905.
[Here insert name of child]
Name of Father: Daniel Starr a citizen of the Cherokee Nation.
Name of Mother: Alice Starr a citizen of the U. S. Nation.
Tribal enrollment of father: P. 306 Tribal enrollment of mother: _____
Postoffice: Fort Gibson I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
WESTERN District.

I, Alice Starr, on oath state that I am 22
years of age and a citizen by _____ of the U. S. Nation;
that I am the lawful wife of Daniel Starr, who is a citizen, by
Adoption of the Cherokee Nation; that a Female child was
[Male or Female]
born to me on 2nd day of Oct, 1905; that said child has been named
Dannie Starr, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses] { _____

Subscribed and sworn to before me this 23 day of June, 1906.
My com. expires Oct. 16 1907

Henry Effert
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Dinah Walker, a Mid-wife, on oath state that I
attended on Alice Starr, wife of Daniel Starr
on the 2nd day of Oct, 1905; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Dannie Starr.

WITNESSES TO MARK:

[Must be Two Witnesses] { Harriet Ora Starr
Daniel Starr

Subscribed and sworn to before me this 23 day of June, 1906.
My com expires Oct 16 1907

Henry Effert
Notary Public.

35-1
800

CERTIFICATE OF RECORD.

United States of America, } ss.
Indian Territory,
Western District.

I, **ROBERT P. HARRISON**, Clerk of the United States Court in the
Western District, Indian Territory, do hereby certify that the instrument hereto
attached was filed for record in my office the 3 day of Jan
1905, at M., and duly recorded in Book C., Marriage
Record, Page 35-1.

Witness my hand and seal of said Court at Muskogee, in said Territory, this
3 day of Jan, A. D. 1905.

R. P. Harrison
Clerk.

By John Harlan Deputy.

FILED
JUL 6 1906

RECEIVED
JUL 6 1906
CLERK OF THE DISTRICT COURT
MUSKOGEE, OKLAHOMA

MARRIAGE LICENSE.

United States of America, }
Indian Territory, } ss.
Western District.

No. 1962

~~In Any Person Authorized by Law to Solemnize Marriage~~ ~~Granting~~:

You are Hereby Commanded to Solemnize the Rite and Publish
the Banns of Matrimony between Mr. Dan Blair
of J. Gibson, in the Indian Territory, aged 21 years,
and Miss Alice Gandy, of J. Gibson, in
the Indian Territory, aged 21 years, according to law, and do you officially sign and return
this License to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this 27 day
of December, A. D. 190 4.

R. P. Harrison
Clerk of the U. S. Court.

By Chas. T. Rangan Deputy.

CERTIFICATE OF MARRIAGE.

United States of America, }
Indian Territory, } ss.
Western District.

I, Rev. J. A. Duncan, a Minister of the Gospel,
DO HEREBY CERTIFY, that on the 28 day of December, A. D. 190 4,
did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish
the Banns of Matrimony between the parties therein named.

WITNESS my hand this 28 day of December, A. D. 190 4.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Western District,
Book B, Page 86.

Rev. J. A. Duncan
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Western District,
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the
amount of One Hundred Dollars (\$100.00).

United States of America |
Western Judicial District | SS.
Indian Territory |

Personally appeared before me, the undersigned a Notary Public within and for the Western District of Indian Territory duly commissioned and acting. Daniel Starr and his wife Alice Starr, nee Gandy, to me well known, and state that they were married on the 28th day of December 1894, and that there was born to them a female child who they have named Dannie Starr and that said child was living on the 4th day of March 1906

My Commission expires
Oct 16th, 1907

Daniel Starr
Alice Starr, nee Gandy

Subscribed and sworn to before me this the 24th day of January 1907

Henry Egbert

Notary Public

Cherokee F.
N. B. 422

Muskogee, Indian Territory, June 29, 1906.

Daniel Starr,

Fort Gibson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Dannie Starr, born October 2, 1905.

Respectfully,

Commissioner.

MMP

Cher fr M 423

Cher Fr M 423

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Alex Thompson

as a citizen of

Cherokee Nation.

Approved..... 190.....

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Alex Thompson, born on the 20 day of May, 1902.
(Here insert name of child)
Name of Father: Edward Thompson, a citizen of the Cherokee Nation.
Name of Mother: Susie Thompson, a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman
Postoffice: Briggs, Ind. Ter. 347 NW

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Susie Thompson, on oath state that I am 28 years of age and a citizen by Adoption of the Cherokee Nation; that I am the lawful wife of Edward Thompson, who is a citizen, by Adoption of the Cherokee Nation; that a male child was born to me on 20 day of May, 1902; that said child has been named Alex Thompson, and was living March 4, 1906.

Susie Thompson
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { James Patrick
J Patrick

Subscribed and sworn to before me this 25 day of June, 1906.

Edward M. Linn
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, James Taylor, a physician, on oath state that I attended on Susie Thompson, wife of Edward Thompson, on the 20 day of May, 1902; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Alex Thompson.

James Taylor
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { James Patrick
J Patrick

Subscribed and sworn to before me this 25 day of June, 1906.

Edward M. Linn
Notary Public.

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Clifford Thompson...

as a citizen of

Cherokee... Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 26 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Edifford Thompson, born on the 16 day of June, 1903
(Here insert name of child)
Name of Father: Edward Thompson a citizen of the Cherokee Nation.
Name of Mother: Susie Thompson a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman
Postoffice: Bragg, Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Susie Thompson, on oath state that I am 28 years of age and a citizen by Adoption of the Cherokee Nation; that I am the lawful wife of Edward Thompson, who is a citizen, by Adoption of the Cherokee Nation; that a male child was born to me on 16 day of June, 1903; that said child has been named Edifford Thompson, and was living March 4, 1906.

Susie Thompson
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Ernest Patrick
J. Patrick

Subscribed and sworn to before me this 25 day of June, 1906.

Edward M. Loin
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, James Taylor, a physician, on oath state that I attended on Susie Thompson, wife of Edward Thompson, on the 16 day of June, 1903; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Edifford Thompson.

Edifford Thompson James Taylor
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Ernest Patrick
J. Patrick

Subscribed and sworn to before me this 25 day of June, 1906.

Edward M. Loin
Notary Public.

CHEROKEE FREEDMAN
199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Eddie Thompson

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
Commissioner

RECEIVED

JUN 26 1906

302

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE AFFIDAVIT FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Eddie Thompson, born on the 2 day of January, 1905
(Here insert name of child)

Name of Father: Edward Thompson, a citizen of the Cherokee Nation.

Name of Mother: Susie Thompson, a citizen of the Cherokee Nation.

Tribal enrollment of father Cherokee Freedmen Tribal enrollment of mother Cherokee Freedmen

Postoffice 3m^r Driggs, Ind. Ter. 3m^r

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Susie Thompson, on oath state that I am 28 years of age and a citizen by Adoption of the Cherokee Nation;

that I am the lawful wife of Edward Thompson, who is a citizen, by Adoption of the Cherokee Nation; that a male child was

born to me on 2 day of Jan, 1905; that said child has been named Eddie Thompson and was living March 4, 1906.

Susie Thompson mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Greener Patrick
J Patrick

Subscribed and sworn to before me this 25 day of June, 1906.

Edward M Laine

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, James Taylor, a physician, on oath state that I

attended on Susie Thompson, wife of Edward Thompson

on the 2 day of Jan, 1905; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Eddie Thompson

James Taylor mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Greener Patrick
J Patrick

Subscribed and sworn to before me this 25 day of June, 1906.

Edward M Laine

Notary Public.

CHEROKEE FREEDMAN

100 FMB 423

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Alex Thompson

as a citizen of

Cherokee

Nation.

Approved. JAN 14 1907

190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 12 1906

RECEIVED

JUL 10 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation
 of Alex Thompson [Here insert name of child] born on the 20 day of May 1902
 Name of Father: Edward Thompson a citizen of the Cherokee Nation
 Name of Mother: Susan Thompson a citizen of the Cherokee Nation
 Tribal enrollment of father: Freedmen 2721 Tribal enrollment of mother: Freedmen 2722
 Postoffice: Braggs, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Susan Thompson on oath state that I am 28
 years of age and a citizen by adoption of the Cherokee Nation;
 that I am the lawful wife of Edward Thompson who is a citizen, by
adoption of the Cherokee Nation; that a male child was
 born to me on 20th day of May 1902 that said child has been named
Alex Thompson and was living March 4, 1906.

Susan Thompson
 mark

WITNESSES TO MARK:

[Must be Two
 Witnesses]

Blanche Padgett

Subscribed and sworn to before me this 9 day of July 1906.

MY COMMISSION EXPIRES
 APRIL 7, 1909.

Harry Padgett

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, James Taylor Midwife on oath state that I
 attended on Susan Thompson wife of Edward Thompson
 on the 20th day of May 1902; that there was born to her on said date a male
 child; that said child was living March 4, 1906, and is said to have been named Alex Thompson

James Taylor
 mark

WITNESSES TO MARK:

[Must be Two
 Witnesses]

Blanche Padgett

Subscribed and sworn to before me this 9 day of July 1906.

MY COMMISSION EXPIRES
 APRIL 7, 1909.

Harry Padgett

Notary Public.

JOE **CHEROKEE FREEDMAN**
190 *748423*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 28, 1906

Clifford Thompson

as a citizen of

Cherokee

Nation.

G.W.D.
Approved

JAN 14

1907

190

Commissioner.

**DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES**

FILED

JUL 12 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 10 1906

F 302
Incl HJ-7

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,
of ...Clifford Thompson....., born on the 16th day of June.....1903.
(Here insert name of child)
Name of Father: Edward Thompson.....a citizen of the Cherokee.....Nation.
Name of Mother: Susan Thompson.....a citizen of the Cherokee.....Nation.
Tribal enrollment of father: Freedmen 2721.....Tribal enrollment of mother: Freedmen 2722
Postoffice: Bragg, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Western District. }

I, Susan Thompson.....on oath state that I am 28.....
years of age and a citizen by adoption.....of the Cherokee.....Nation;
that I am the lawful wife of Edward Thompson....., who is a citizen, by
adoption.....of the Cherokee.....Nation; that a male child was
(Male or Female)
born to me on 16th day of June.....1903; that said child has been named
Clifford Thompson.....and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Davis
Blanche Padgett

Subscribed and sworn to before me this 9 day of July.....1906.

MY COMMISSION EXPIRES
APRIL 7, 1909.

Harry Padgett
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Western District. }

I, James Taylor.....a midwife.....on oath state that I
attended on Susan Thompson.....wife of Edward Thompson
on the 16th day of June.....1903; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Clifford Thompson.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Davis
Blanche Padgett

Subscribed and sworn to before me this 9 day of July.....1906.

MY COMMISSION EXPIRES
APRIL 7, 1909.

James Taylor
Notary Public.

CHEROKEE FREEDMAN

100

718428

302

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Eddie Thompson

as a citizen of

Cherokee Nation.

Approved. JAN 14 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 12 1906

Commissioner

RECEIVED

JUL 10 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Eddie Thompson, born on the 3rd day of January 1905
[Here insert name of child]
Name of Father: Edward Thompson a citizen of the Cherokee Nation.
Name of Mother: Susan Thompson a citizen of the Cherokee Nation.
Tribal enrollment of father: Freedmen 2721 Tribal enrollment of mother: Freedmen 2722
Postoffice: Briggs, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Susan Thompson, on oath state that I am 28
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Edward Thompson, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
[Male or Female]
born to me on 3rd day of January 1905; that said child has been named
Eddie Thompson and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9 day of July 1906.

MY COMMISSION EXPIRES
APRIL 7, 1909.

Susan Thompson
mark
Harry Padgett
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, James Taylor, a midwife, on oath state that I
attended on Susan Thompson, wife of Edward Thompson
on the 3rd day of January 1905; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Eddie Thompson
[Male or Female]

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 9 day of July 1906.

MY COMMISSION EXPIRES
APRIL 7, 1909.

James Taylor
mark
Harry Padgett
Notary Public.

Cherokee 7
E. B. 423

Muskogee, Indian Territory, June 29, 1906.

Edward Thompson,
Braggs, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Alex Thompson, born May 20, 1902, Clifford Thompson, born June
16, 1903, and Eddie Thompson, born January 3, 1906.

Respectfully,

Commissioner.

Cherokee Freedmen
N.D.423

Muskogee, Indian Territory, July 5, 1906

Susan Thompson,

Braggs, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children Eddie, Clifford and Alex Thompson, as Cherokee Freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee Freedman, under the name of Susan Thompson. Your name appears throughout the affidavits as to the birth of said children as Susie Thompson.

There are enclosed herewith three blank forms of birth affidavits which you are requested to properly execute and return to this office, your name to appear throughout said affidavits as Susan Thompson. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,

Encl. H.J.-7.
H.J.C.

Commissioner.

Cher Fr M 424

Cher Fr M 424

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Ella Vann

As a Citizen of

Cherokee Nation

Approved

190

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 26 1906

10
185

BIRTH AFFIDAVIT

Department of the Interior,
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Ella Vann, born on the 25th day of March, 1904.
[Here insert name of child]
Name of Father: Daniel Vann, a citizen of the Cherokee Nation.
Name of Mother: Musie Vann, a citizen of the Choctaw Nation.
Tribal enrollment of father: Freedman Tribal enrollment of mother: Indian
Postoffice: 710 Vann

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District }
I, Musie Vann, on oath state that I am 29
years of age and a citizen by adoption of the Choctaw Nation;
that I am the lawful wife of Daniel Vann, who is a citizen, by
adoption of the Cherokee Nation; that a Female child was
born to me on 25th day of March, 1904; that said child has been named
Ella Vann and was living March 4, 1906.
Musie Vann

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this

23rd

day of

June1906

My commission expires Mar. 22, 1909

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

NOTARY PUBLIC.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District }
I, Anson Bean, on oath state that I attended on
Musie Vann, wife of Daniel Vann, on the
25th day of March, 1904; that there was born to her on said date a Female child; that said
child was living March 4, 1906, and is said to have been named Ella Vann.
Anson Bean

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this

23rd

day of

June1906

My commission expires Mar. 22, 1909

Notary Public.

NOTARY PUBLIC.

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of
MINOR CHILD.

Act of Congress Approved

April 26 1906.

Ardella Vann

As a Citizen of

Cherokee

Nation

Approved

190

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

COMMISSIONER

RECEIVED

JUN 26 1906

BIRTH AFFIDAVIT

Department of the Interior,
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1903.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Ardella Vann born on the 16th day of Dec, 1906
[Here insert name of child]
Name of Father: Samuel Vann a citizen of the Cherokee Nation
Name of Mother: Jessie Vann a citizen of the Choctaw Nation
Tribal enrollment of father: Freedmen Tribal enrollment of mother: Freedmen
Postoffice: Van

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District.
I, Jessie Vann on oath state that I am 29
years of age and a citizen by Adoption of the Choctaw Nation;
that I am the lawful wife of Daniel Vann who is a citizen, by
Adoption of the Cherokee Nation; that a Female child was
born to me on 16th day of Dec, 1906, [Male or Female]
Ardella Vann that said child has been named
and was living March 4, 1906.
Jessie Vann

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this

23rd day of June, 1906

My commission expires Mar. 22, 1909

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory, }
Northern District.
Ellen Williams Midwife, on oath state that I attended on
Jessie Vann wife of Daniel Vann on the
16th day of Dec, 1906; that there was born to her on said date a Female child; that said
[Male or Female]
child was living March 4, 1906, and is said to have been named Ardella Vann
Ellen Williams

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this

25th day of June, 1906

My commission expires Mar. 22, 1909

Notary Public.

CHEROKEE FREEDMAN

100 7703424

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

Ardella Vann

as a citizen of

Cherokee

Nation

b. E. N.

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 19 1906

[Signature]

COMMISSIONER

RECEIVED

JUL 16 1906

Arch 742-6

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Ardella Vann, born on the 16th day of December, 1905.
[Here insert name of child]
Name of Father: Daniel Vann a citizen of the Cherokee Nation.
Name of Mother: Susie Vann a citizen of the Choctaw Nation.
Tribal enrollment of father: Freedmen 10 Tribal enrollment of mother: _____
Postoffice: Vian, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, Susie Vann, on oath state that I am 29 years of age and a citizen by adoption of the Choctaw Nation; that I am the lawful wife of Daniel Vann, who is a citizen, by adoption of the Cherokee Nation; that a female child was born to me on 16th day of December, 1905; that said child has been named Ardella Vann, and was living March 4, 1906.

Susie Vann

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 12 day of July, 1906.

J. R. Mayfield

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, Ellen Williams, a Midwife, on oath state that I attended on Susie Vann, wife of Daniel Vann, on the 16th day of December, 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Ardella Vann.

Ellen Williams

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 13 day of July, 1906.

J. R. Mayfield

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
FT. GIBSON, IT., APRIL 2nd, 1901.

In the matter of the application of Daniel Vann for the enrollment of himself and three children as Cherokee Freedmen; he being sworn and examined by Commissioner T. B. Needles, testified as follows:

- Q What is your name? A Daniel Vann.
Q How old are you, Mr. Vann? A I reckon I am about 32; I don't know for certain.
Q What is your post office address? A Vian.
Q What district do you live in? A Illinois District I reckon.
Q Do you make application for enrollment as a Freedman of the Cherokee Nation? A Yes, sir.
Q Whom do you want to enroll besides yourself? A I just want to enroll me and my children.
Q How long have you lived in the Cherokee Nation? A I was raised here; never been anywhere else but here.
Q Have you ever been recognized by the tribal authorities of the Cherokee Nation as a Cherokee Freedman? A Yes, sir.
Q Have you been enrolled heretofore? A Yes, sir; on every roll.
Q Is your name on the roll of 1880? A Yes, sir.
Q And on the roll of 1896? A Yes, sir.
Q Have you lived outside of the Cherokee Nation since June 26th, 1898? A No, sir; never have lived out--only in the Cherokee Nation.
Q What is the name of your father? A I don't know.
Q What is the name of your mother? A Martha Vann.
Q Is she living? A Yes, sir.
Q Was she a slave? A Yes, sir.
Q Who was her owner? A Polly Vann.
Q Was Polly Vann a citizen by blood or the Cherokee Nation? A Yes, sir; they say she was.
Q Were were you living on the 19th of July, 1866? A I have always lived in the Cherokee Nation.
Q What are the names of your children? A Henry.
Q How old is Henry? A I think he is five years.
Q Name of your other child? A Lorena.
Q How old is Lorena? A She's two years old.
Q Name of next one? A Martha.
Q How old is Martha? A She will be one year old in July sometime, this coming July.
Q Where are these children? A In Santown.
Q Living with you? A Yes, living with their mother; I am married.
Q You don't apply for your wife? A No; she ain't a citizen.
Q What is your wife's name? A Susie.
Q What was her name before you married her? A Susie Wright.
Q Have you any proof of marriage? A No, sir; I ain't got no certificate.
Q Have you got anybody here that you can prove that you were married by? A I don't know; I think I can by Mr. Mayfield.

Witness, John R. Mayfield, being sworn and examined by Commissioner T. B. Needles, testified as follows:

- Q What is your name? A John R. Mayfield.
Q What is your age? A 44.
Q Do you know Daniel Vann? A Yes, sir.
Q You know his wife, Susie? A I know her if I see her.
Q You know whether he ever married Susie or not? A No, sir; I could not state.
Q You know whether he has been living with her as his wife? A Yes, sir.
Q Are they acknowledged as man and wife in the community in which they live? A Yes, sir; recognized as man and wife.

Daniel Vann, et al.--2.

Re-direct examination of Applicant, Daniel Vann:

Q Who married you? A Parson Taylor.

Q Is he living? A Yes, sir.

The 1880 Authenticated Roll of the Freedmen of the Cherokee Nation examined and the name of the applicant is found on page 600, #2128, Daniel Vann, Illinois District.

The 1896 Census Roll of the Freedmen of the Cherokee Nation examined and the names of the applicants are found thereon as follows:

Page 966, #647, Daniel Vann, Illinois District.

Page 966, #648, Henry Vann,

Q Are these three children you apply for living at this time?

A Yes, sir.

Q Living with you? A Yes, sir.

Q Got any proof of birth as to these two younger children, any papers made out? A No, sir; none at all.

The name of Daniel Vann is found upon the Authenticated roll of 1880 as well as the census roll of 1896, is duly identified according to the page and number of said rolls and makes satisfactory proof as to his residence. He avers that he was married to one Susie Wright but presents no satisfactory proof of his marriage. He avers that he has three children, Lorena and Martha as a result of said marriage, and the name of Henry Vann is found upon the census roll of 1896. The names of Lorena and Martha are not found upon the said roll, having been born after the same was compiled. They are duly identified, consequently Daniel Vann and his three children, as enumerated herein, will be listed for enrollment as Cherokee Freedmen. In order to complete his enrollment it will be necessary for him to file with the Commission a certificate of marriage and also satisfactory proof of birth of two younger children, Lorena and Martha.

The undersigned, being duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he correctly recorded the testimony and proceedings in this case, and that the foregoing is a full and complete transcript of his stenographic notes thereof.

E. J. Rothenslager
Subscribed and sworn to before me this 2nd day of April, 1901.



Commissioner.

Nian Ind. Ter.
this is to Certify That I J. H. Taylor
did on the 2 day of September 1893
Solomize the Rite and Publish the
Bonds of Matrimonia between
Daniel Vanum of Nian Ind. Ter. of the
Northern District of the Ind. Ter. and
Susan White of Nian Ind. Ter. of
the Northern District Ind. Ter.

My Credencials is Recorded in Book
A page 108. 1st Judicial Division Northern Dist.

Witness my hand this
2 day of September A.D. 1893

J. H. Taylor
a Minister of the Gospel

INDEXED

Freeman 10

COMMISSION TO THE FIVE CIVIL RIGHTS			
NO.	Received	ANSWERED	
1386		Book	Page
1001	APR 15 1901		

WMA

Naylor, J. F.

Viau, J. F.

SHROCKE

April - 1901.

*affr setting forth that
he performed the marriage
ceremony of Camille Vauin
& Susan White.*

*File with Shrooke
Freeman Card #10*

DEPARTMENT OF THE
COMMISSION TO THE FIVE CIVIL RIGHTS

FILED

APR 17 1901

[Signature]

ACTING CHAIRMAN

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of
ELLA and ARDELLA VANN as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on June 26, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Ella and Ardella Vann, under the provisions of Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137). A copy of certain proceedings had at Fort Gibson, Indian Territory, April 2, 1901, before the Commission to the Five Civilized Tribes in the matter of the application for the enrollment of Daniel Vann et al. as Cherokee freedmen is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Ella and Ardella Vann, are the minor children of Daniel Vann, a regularly enrolled Cherokee freedman, and Susie Vann, a non-citizen of the Cherokee Nation, who were united in marriage in the year 1893; that the said Ella and Ardella Vann were born to them in lawful wedlock March 25, 1904, and December 16, 1905, respectively, and were living March 4, 1906.

Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the apoval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two, of the Act of Congress above noted, said Ella Vann and Ardella Vann are entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly granted.



Commissioner.

Dated at Muskogee, Indian Territory,
this FEB 23 1907

Cherokee P.
N. B. 424

Muskogee, Indian Territory, June 29, 1906.

Daniel Vann,
Vian, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Ella Vann, born March 25, 1904, and Ardella Vann, born
December 16, 1906.

Respectfully,

Commissioner.

MRP

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedmen
N.B. 424

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 5, 1906.

Daniel Vann,
Vian, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your children, Ella Vann and Ardella Vann, as Cherokee Freedmen, you are advised that in the affidavit as to the birth of Ardella Vann the date of birth is given as December 16, 1906.

There is enclosed herewith a blank form of birth affidavit which you are requested to have properly executed and return to this office, the correct date of birth of said child to appear throughout said affidavit. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Encl. H.J.-6.
H.J.C.

Commissioner.

Form No. 260.

THE WESTERN UNION TELEGRAPH COMPANY.

23,000 OFFICES IN AMERICA. INCORPORATED CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.	Time Filed	Check
		Cherokee W.N.B. 424

SEND the following message subject to the terms
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory. February 15, 1907.

Daniel Vann,
Vian, Indian Territory.

In your child's case produce evidence of marriage immediately.

BIXBY

O B G R Paid.

Commissioner.

READ THE NOTICE AND AGREEMENT ON BACK.

Cherokee F.N.B.

424

Muskogee, Indian Territory. February 15, 1907.

Special.

David Vann,

Vian, Indian Territory.

Dear Sir: /

There has been this day sent you, by the Commissioner, the following telegram:

"In your child's case produce evidence of marriage immediately."

The Act of Congress approved April 26, 1906 provides that the Secretary of the Interior shall have no jurisdiction to approved the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907.

This matter, therefore, demands your immediate attention.

Respectfully,

ERG.

Commissioner.

Cherokee F.N.B.

424

100

Waskagee, Indian Territory, February 23, 1907.

Daniel Vann,

Vian, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, granting the application for the enrollment of your children Ella and Ardella Vann, as Cherokee freedmen.

You will be advised when the names of your said children has been placed upon a schedule of Cherokee freedmen and approved by the Secretary of the Interior.

Respectfully,

SIGNED *Gains B. P.*

Commissioner.

Encl. A-83
RA

Cherokee P.N.B.

424

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, granting the application for the enrollment of Hila and Ardella Vann as Cherokee freedmen.

Respectfully,

SIGNED *Vann*
Commissioner.

Encl. A-24
RA

Muskogee, Indian Territory, February 23, 1907.

The Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of
your decision enrolling Ella and Ardella Vann, as Cherokee
freedmen. Time for protesting said decision is waived, and I
consent that said person may be placed upon the schedule
immediately.

Respectfully,

W. W. Hastings

Attorney for Cherokee Nation.

Cher Fr M 425

Cher Fr M 425

me
CHEROKEE FREEDMAN.

425

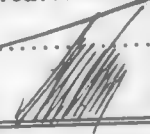
284

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 20, 1906.

Josie Phene Vann
as a citizen of
Cherokee Nation.

CEA
Approved. JAN 14 1907 190...

 Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 2 1906

 COMMISSIONER

RECEIVED

JUN 25 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Josie Phene Vann, born on the 19th day of August, 1905.
 (Here insert name of child)
 Name of Father: Jesse Vann a citizen of the Cherokee Nation.
 Name of Mother: Minnie Vann ne Bean a citizen of the Cherokee Nation.
 Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman
 Postoffice: Malvin Ind. Ter. 75-8

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Minnie Vann ne Bean, on oath state that I am 26
 years of age and a citizen by Freedman of the Cherokee Nation;
 that I am the lawful wife of Jesse Vann, who is a citizen, by
Freedman of the Cherokee Nation; that a Female child was
 (Male or Female)
 born to me on 19th day of August, 1905; that said child has been named
Josie Phene Vann and was living March 4, 1906.

Minnie Vann ne Bean

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 25th day of June, 1906.My Com. Ex. 12/30/06D. M. Butler

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Louisa Bean, a Midwife, on oath state that I
 attended on Minnie Vann ne Bean wife of Jesse Vann
 on the 19th day of August, 1905; that there was born to her on said date a Female
 (Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named

Josie Phene VannLouisa her Bean
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 25th day of June, 1906.My Com. Ex. 12/30/06D. M. Butler

Notary Public.

NORTH DIST. IND. TER.

FILED

AT VINITA, I.T.

MAY 2 1905

CHAS. A. DAVIDSON

CLERK U.S. COURT

CERTIFICATE OF RECORD

United States of America

INDIAN TERRITORY
NORTHERN DISTRICT

ss

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District,

Indian Territory, do hereby certify that the instrument hereto attached was filed for record in
my office the 2 day of MAY 1905 at - M., and duly recorded
in Book D Marriage Record, Page 220 219

WITNESS my hand and seal of said Court at Vinita, in said

Territory, this 2 day of MAY A. D. 1905

Chas. A. Davidson

Clerk.

By _____ Deputy.

COMMISSIONER

JUL 18 1906

FILED

COMMISSIONER OF THE LAND OFFICE
DEPARTMENT OF THE INTERIOR

7 2103 4005

5077 B U F

NORTH DIST. IND. TER.
FILED
AT VINITA, I.T.
MAY 8 1906
CHAS. A. DAVIDSON
CLERK U.S.C.

CERTIFICATE OF RECORD

United States of America
INDIAN TERRITORY
NORTHERN DISTRICT
88

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District of the Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 2 day of MAY 1905 at 5 M., and duly recorded in Book 219 Marriage Record, Page 219

WITNESS my hand and seal of said Court at Vinita, in said

Territory, this 2 day of MAY A. D. 1905

Chas. A. Davidson
Clerk.

By _____ Deputy.

FILED

JUL 18 1906

RECEIVED JUL 18 1906
COMMISSIONER OF THE INDIAN TERRITORY

MARRIAGE LICENSE

United States of America }
INDIAN TERRITORY } ss
NORTHERN DISTRICT

Nº 141

TO ANY PERSON AUTHORIZED BY LAW TO SOLEMNIZE MARRIAGE—GREETING:

You are ~~Hereby~~ Commanded to solemnize the Rite and publish the Banns of Matrimony between Mr. Jesse S. Vann of Melvin in the Indian Territory, aged 33 years, and Miss Minnie Bean of Melvin in the Indian Territory, aged 25 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at Tahlequah, Indian Territory, this 31st day of March A. D. 1905

CHAS. A. DAVIDSON,

Clerk of the United States Court

By Herbert C. Smith Deputy.

CERTIFICATE OF MARRIAGE

United States of America }
INDIAN TERRITORY } ss
NORTHERN DISTRICT

I, P. J. Tynor a Minister of the Gospel, DO HEREBY CERTIFY, that on the 2 day of April A. D. 1905 I did ~~solemnize~~ ~~and according to law~~, as commanded in the foregoing License, solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 2 day of April A. D. 1905

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, ~~Northern~~ District, Book C Page 254
Western

Rev P. J. Tynor
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00).

IN RE
THE DEATH OF

Josephine H. Hume
a citizen of the

Cherokee Nation.

CFB
Approved June 12 1907

[Signature]
Commissioner.

RECEIVED
UNITED STATES DEPARTMENT OF THE INTERIOR
CHEROKEE LAND OFFICE

FILED

JUN 12 1907

[Signature]

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Josephine Vann
(Here insert name of deceased.)
a citizen of the Cherokee Nation, who formerly resided at or near
Melvin, Ind. Ter., and died on the 8 day of
January, 1907.
(Here insert name of postoffice.)

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Western DISTRICT.
I, Jesse Vann, on oath state that I am 35
years of age and a citizen, by Adoption, of the Cherokee Nation;
that my postoffice address is Melvin, Ind. Ter.; that I am
(Here insert name of postoffice.)
Father of Josephine Vann
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased.)
who was a citizen, by Adoption, of the Cherokee Nation
and that said Josephine died on the 8 day of
(Here insert name of deceased.)
January, 1907.
WITNESSES TO MARK:

(Must Be Two
Witnesses.)

Subscribed and sworn to before me this 6 day of April, 1907.
Henry Effert
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,
Western DISTRICT.
I, Nona Ford, on oath state that I am 25
years of age, and a citizen by Adoption of the Cherokee Nation;
that my postoffice address is at Fort Gibson, Ind. Ter.;
(Here insert name of postoffice.)
that I was personally acquainted with Josephine Vann
(Here insert name of deceased.)
who was a citizen, by Adoption, of the Cherokee Nation;
and that said Josephine Vann died on the 8 day of
(Here insert name of deceased.)
January, 1907.
WITNESSES TO MARK:

(Must Be Two
Witnesses.)

Subscribed and sworn to before me this 6 day of April, 1907.
Henry Effert
Notary Public.

Cherokee P.
N. B. 420

Muskogee, Indian Territory, June 29, 1906.

Jesse Vann,

Melvin, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation of
Josie Phene Vann, born August 19, 1905.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.

N. B. 425.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 5, 1906.

Minnie Vann,

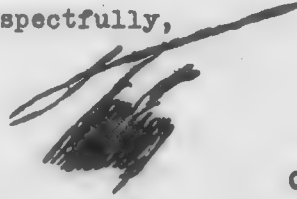
Melvin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Josie Phene Vann, as a Cherokee freedman, you are directed to forward to this office by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's father.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

LMC

Melvin Iord Ter

July 10th 1906

Commissioner To The Five Civilized Tribes
Muskogee

Gentlemen

I hereby hand
you Marriage License
which you requested of me.
I have return the same
to you at your earliest
convenience

Yours truly

Minnie Vann

INDEXED

28693

Vann, Minnie,
Melvin, I. T.,
Cherokee Nation,
July 10, 1906.

Transmits her marriage certificate.

CHEROKEE ENROLLMENT

Cher Fr M 426

Cher Fr M 426

CHEROKEE FREEDMAN 426

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Ray Vann.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.
.....

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE
FIVE CIVILIZED TRIBES.

FILED
JUL, 6-1906.

TAMS BIXBY,
COMMISSIONER.

RECEIVED
JUN. 6-1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,
ofRay Vann....., born on the 9.....day of Sept.....1903..
[Here insert name of child]
Name of Father:.....Wesley Vann.....a citizen of the.....Cherokee.....Nation.
Name of Mother:.....Katie Vann.....a citizen of the.....Cherokee.....Nation.
Tribal enrollment of father.....Cherokee Freedman.....Tribal enrollment of mother.....Cherokee Freedman
pending.
Postoffice.....Chelsea, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
...Northern Judicial.....District. }

I,Katie Vann....., on oath state that I am.....Thirty eight.....
years of age and a citizen by.....adoption.....of the.....Cherokee.....Nation;
that I am the lawful wife of.....Wesley Vann....., who is a citizen, by
.....adoption.....of the.....Cherokee.....Nation; that a.....male.....child was
[Male or Female]
born to me on.....9.....day of.....Sept.....1903.; that said child has been named
.....Ray Vann.....and was living March 4, 1906.

.....Katie Vann.....

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this.....5.....day of.....June.....1906.

(SEAL)

.....John D. Miller.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
...Northern Judicial.....District. }

I,Sarah Martin....., a.....Midwife....., on oath state that I
attended onKatie Vann....., wife of.....Wesley Vann.....
on the.....9.....day of.....Sept.....1903.; that there was born to her on said date a.....male.....
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named.....Ray Vann.....

.....Sarah Martin.....

WITNESSES TO MARK:

[Must be Two
Witnesses] {

Subscribed and sworn to before me this.....4.....day of.....June.....1906.

(SEAL)

.....John D. Miller.....

Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 24, 1906.

.....Tessy Vann.....

as a citizen of

.....CHEROKEE..... Nation.

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE
FIVE CIVILIZED TRIBES.

FILED
JUL. 6, 1906.

TAMS BIXBY,
COMMISSIONER.

RECEIVED
JUN. 6, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Tessey Vann, born on the 19 day of Nov. 1905.
[Here insert name of child]
Name of Father: Wesley Vann a citizen of the Cherokee Nation.
Name of Mother: Katie Vann a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman
pending.
Postoffice: Chelsea, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern Judicial District. }

I, Katie Vann, on oath state that I am Thirty eight
years of age and a citizen by adoption, of the Cherokee Nation;
that I am the lawful wife of Wesley Vann, who is a citizen, by
adoption, of the Cherokee Nation; that a female child was
[Male or Female]
born to me on 19 day of Nov. 1905; that said child has been named
Tessey Vann and was living March 4, 1906.

Katy Vann

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....
.....

Subscribed and sworn to before me this 5 day of June 1906.

(SEAL)

John D. Miller

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Northern Judicial District. }

I, Sarah Martin, a Midwife, on oath state that I
attended on Katie Vann, wife of Wesley Vann,
on the 19 day of Nov. 1905; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Tessey Vann.

Sarah Martin

WITNESSES TO MARK:

[Must be Two Witnesses] {
.....
.....

Subscribed and sworn to before me this 4 day of June 1906.

(SEAL)

John D. Miller

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of
Katie Vann, et al., as Cherokee freedmen.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on August 30, 1902, Katie Vann appeared before the Commission to the Five Civilized Tribes and made application for the enrollment of herself and minor children, Lou, Robert, Granville, Areminta, Lydia, Florence, Dollie, George and Ethel Vann, as Cherokee freedmen.

THE RECORDS OF THIS OFFICE FURTHER SHOW: That on June 6, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation, of Ray and Tessie Vann, under the provisions of Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Katie Vann, was born since 1866 and is a daughter of Tobe Martin and Ellen Martin, and claims the right to enrollment as a Cherokee freedman as a descendant of her said parents; that the said Tobe and Ellen Martin were slaves of Cherokee citizens at the commencement of the rebellion, and after ample opportunity having been afforded it is not shown that they, or either of them, complied with the provisions of Article 9 of the treaty of 1866.

THE EVIDENCE FURTHER SHOWS: That Lou, Robert, Granville, Areminta, Lydia, Florence, Dollie, George, Ethel, Ray and Tessie Vann are minor children of the said Katie Vann and one Wesley Vann, an alleged Cherokee freedman, and possess no right to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown, that on November 24, 1905, the application for the enrollment of said Wesley Vann as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was, on June 8, 1906 (I.T.D. 10082-1906), approved by the Secretary of the Interior.

It is considered by this office that the applications for the enrollment of the applicants herein come within the rulings of the Department in the cases of Eliza Bryant et al., (I.T.D. 544-1904), William Rector (I.T.D. 1468-1904), Minnie Duncan et al., (I.T.D. 1470-1904), Samantha Chambers (I.T.D. 2296-1904), Ed Williams (I.T.D. 4230-1904), Moses Ross (I.T.D. 6056-1904), Sam Looney et al., (I.T.D. 6410, 12688-1904), Florence Pratcher (I.T.D. 12692-1904), and Frankie Grinnett, (I.T.D. 1792-1905). The applicants herein cannot be identified on any roll of the Cherokee Nation in the possession of this office; neither can any one through whom, by any possibility, they might claim the right to enrollment as Cherokee freedmen, be identified on the Cherokee authenticated tribal roll of 1880.

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of section twenty-two of the Act of Congress approved June 28, 1906 (34 Stat., 495), Katie Vann, Lou Vann, Robert Vann, Granville Vann, Armintha Vann, Lydia Vann, George Vann and Ethel Vann, are not entitled to enrollment as Cherokee freedmen; and that under the provisions of Section two of the Act of Congress approved April 28, 1906, (34 Stat., 137), Ray Vann and Tenny Vann are not entitled as Cherokee freedmen and their applications for enrollment as such are accordingly denied.

SIGNED *Tam Bixby*

Commissioner,

Dated at Muskogee, Indian Territory,

This FEB 28 1907

Cherokee F
E. B. 343

Muskogee, Indian Territory, June 12, 1906.

Katy Vann,
Chelsea, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Ray Vann, born September 9, 1903, and Tessey Vann, born
November 19, 1905.

Respectfully,

Commissioner.

MVP

Muskogee, Indian Territory, May 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

The records in the possession of this office fail to show that any decisions have been rendered or action taken by the Department in the following cases in which the Commissioner rendered decisions adverse to the applicants and forwarded the records therein to the Department on the dates indicated, the date of the letter of transmittal being the same as the date of the decision:

Number.	Style of Case.	Date of Transmittal.
3908	Martha J. Fields, Applicant by Inter-marriage	February 27, 1907.
4731	Christopher C. Lowther, Applicant by Inter-marriage	February 28, 1907.
7082	John W. Bannon, Applicant by Inter-marriage	February 26, 1907.
7523	Elias H. Jenkins, Applicant by Inter-marriage	February 26, 1907
D 1237	Adeline Mulkey, Applicant by Inter-marriage	February 27, 1907.

Hon. Secretary of the Interior-2.

Number.	Style of Case.	Date of Transmittal.
D 2569 et al.	Permelia Watson et al., Applicants by Blood	February 28, 1907.
D 2625	Hellen M. Ridge, Applicant by Intermarriage	February 26, 1907.
H B 3513	Katie Johnson, Applicant by Blood	February 28, 1907.
MM 6 et al.	John W. Vaughn et al., Applicants by Blood	February 26, 1907.
MM 66	Susie Rogers, Applicant by Blood	February 28, 1907.
MM 80	George Teague et al., Applicants by Blood	February 23, 1907.
MM 106	D. C. Bays, Applicant by Blood	February 28, 1907.
MM 153	Nancy M. Osburn et al., Applicants by Blood	February 27, 1907.
MM 169	Ada E. White, Applicant by Blood	February 26, 1907.
D-MM 172	Benjamin F. Welch et al., Applicants by Blood	February 28, 1907.
MM 21	Alexander Keys, Applicant as Freedman	February 28, 1907.
MM 47	Laura Washington, Applicant as Freedman	February 28, 1907.
F R 339 et al.	Katie Vann et al., Applicants as Freedmen	February 28, 1907.
F D 985 et al.	Thaddeus Hill et al., Applicants as Freedmen	March 22, 1904, (Decision dated March 5, 1904)
F H.B 245	Joe Vann, Applicant as Freedman	February 27, 1907.

Hon. Secretary of the Interior-3.

On February 28, 1907, the Commissioner recommended to the Department that the case of Louisa Mayfield, an applicant for enrollment as a Cherokee Freedman be passed upon at the same time the case of her alleged father, Thomas Mayfield, through whom she claims her right to enrollment was passed upon. The application for the enrollment of said Thomas Mayfield was included in the consolidated Cherokee freedmen case of Thomas Mayfield et al., in which case the Commissioner decided adverse to the applicants on February 12, 1907, his decision being forwarded to the Department on that date, and the same was approved by the Department on March 2, 1907 (I.T.D. 5980-1907). This office has not been advised of any action taken by the Department in the case of said Louisa Mayfield.

On February 28, 1907, the Commissioner transmitted a motion to reopen and reconsider the Cherokee enrollment case of Polly Johnson et al., and recommended that the same be denied. February 11, 1902 (I.T.D. 940-1902), the Department rejected the application of Polly Johnson et al., in accordance with the provisions of the Act of Congress of May 31, 1900 (31 Stats., 221). This office has not been advised of any action taken by the Department on said motion.

Hon. Secretary of the Interior-4.

It is respectfully requested that this office be advised, in order that its records may be complete, of the action taken by the Department on the above cases.

Respectfully,

Commissioner.

Through the Commissioner
of Indian Affairs.

S. W.

Cher Fr M 427

Cher Fr M 427

Received too late

Ex. No B. 427

IN RE

Application for Enrollment of

INFANT CHILD

Catherine Briggs

as a citizen of

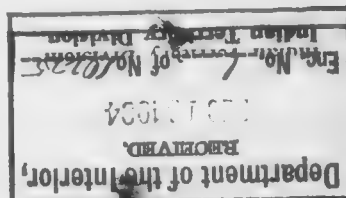
Cherokee

Nation.

Approved 190.....

Commissioner.

Encl m - ~~125~~ ² ~~152~~



Department of the Interior,

RECEIVED.

DEC 13 1904

Enc. No. *Letter of No. 10025*
Indian Territory Division

Enc on - 125

Commissioner.

190

Approved

Nation.

Wahman Oygo
as a citizen of

INFANT CHILD

Application for Enrollment of

IN RE

Ex. No. B. 427

Record to file

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,
of Catharine Briggs, born on the 28 day of August, 1902.
(Here insert name of child.)
Name of Father: Ezra R. Briggs a citizen of the U. S. Nation.
Name of Mother: Annie Briggs a citizen of the Cherokee Nation.
Post-office Union O. Y.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.

Northern District.

I, Annie Briggs, on oath state that I am 21
years of age and a citizen, by Adoption, of the Cherokee Nation;
that I am the lawful wife of Ezra R. Briggs, who is a citizen, by
of the U. S. Nation; that a female child was
(male or female.)
born to me on 28 day of August, 1902 that said child has been
named Catharine Briggs and is now living.

WITNESSES TO MARK:

(Must be Two
Witnesses.)

J. M. Vanhook
J. Ritter

Annie Briggs
mark

Subscribed and sworn to before me this

4 day ofOct1902

J. R. Mayfield
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY.

Northern District.

I, Emma Riley, a Midwife, on oath state that I
attended on Mrs. Annie Briggs, wife of Ezra R. Briggs
on the 28 day of August, 1902; that there was born to her on
said date a Female child; that said child is now living and is said to have been
(male or female.)
named Catharine Briggs.

WITNESSES TO MARK:

(Must be Two
Witnesses.)

Mollie Hendrick
Hannah Thomas

Emma Riley
mark

Subscribed and sworn to before me this

6 day ofSept1902

J. R. Mayfield
NOTARY PUBLIC.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

.....Catherline Lilley Briggs..

as a citizen of

.....Cherokee..... Nation.

C.E.W

Approved..... Jan 14 1907 190...

TAMS BIXBY

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE
CIVILIZED TRIBES

F I L E D

JUL 6 1906

Tams Bixby
Commissioner

Received Jun 29 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee Nation,
of Catherline Lilley Briggs born on the 28th day of August 1903.
(Here insert name of child)
Name of Father: Ezra Briggs a citizen of the Nation.
Name of Mother: Nannie Briggs a citizen of the Nation.
Tribal enrollment of father: Tribal enrollment of mother: Freedman 728
Postoffice: Vian, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Nannie Briggs on oath state that I am 22
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Ezra Briggs who is married by
..... of the Nation; that a Female child was
(Male or Female)
born to me on 28th day of August 1903.; that said child has been named
Catherline Lilley Briggs and was living March 4, 1906.

Nannie Briggs her
..... X
..... mark

WITNESSES TO MARK:

Frank Thompson
[Must be Two Witnesses] { Fred B. Holden

Subscribed and sworn to before me this 4th day of June 1906. 6

(SEAL)

..... J. C. Francis
My Commission expires Mar. 22, 1909. Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Mattie Jackson a midwife on oath state that I
attended on Nannie Briggs wife of Ezra Briggs
on the 28th day of August 1903.; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Catherline Lilley Briggs

Mattie Jackson her
..... X
..... mark

WITNESSES TO MARK:

Fred B. Holden
[Must be Two Witnesses] { Frank Thompson

Subscribed and sworn to before me this 4th day of June 1906. 6

(SEAL)

..... J. C. Francis
My Commission expires Mar 22 1909 Notary Public

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

...Catherline Lilley Briggs.....

as a citizen of

...Cherokee..... Nation.

C.E.W.

Approved.... Jan. 14, 1907 190...

.....TAMS BIXBY.....

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE
CIVILIZED TRIBES
F I L E D
JUL 6 1906

Tams Bixby
Commissioner

Received
Jun 29 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN, RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Catherine Lilley Briggs, born on the 28th day of August, 1903.
[Here insert name of child]
Name of Father: Rara Briggs a citizen of the _____ Nation.
Name of Mother: Hannie Briggs a citizen of the _____ Nation.
Tribal enrollment of father: _____ Tribal enrollment of mother: Freedman 728
Postoffice: Vian, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern

District.

I, Hannie Briggs, on oath state that I am 22
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Rara Briggs, who was born by
_____ of the _____ Nation; that a Female child was
(Male or Female)
born to me on 28th day of August, 1903; that said child has been named
Catherine Lilley Briggs, and was living March 4, 1906.

Hannie Briggs

her
X
mark

WITNESSES TO MARK:

Frank Thompson

Fred E. Holden

Subscribed and sworn to before me this 4th day of June, 1906. 6

(SEAL)

J. C. Francis
My Commission expires Mar. 22, 1909.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern

District.

I, Mattie Jackson, a midwife, on oath state that I
attended on Hannie Briggs, wife of Rara Briggs
on the 28th day of August, 1903; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Catherine Lilley Briggs

Mattie Jackson

her
X
mark

WITNESSES TO MARK:

Fred E. Holden

Frank Thompson

Subscribed and sworn to before me this 4th day of June, 1906. 6

(SEAL)

J. C. Francis
My Commission expires Mar 22 1909

Notary Public.

427
CHEROKEE FREEDMAN

199

IN RE
Application for Enrollment of
MINOR CHILD.

Act of Congress Approved

April 26, 1906.

Jno Walter Ezra Briggs

As a Citizen of

Cherokee

Nation

C.E.H.
Approved JAN 14 1907

190

Commissioner.

INTERIOR
COMMISSIONER TO THE FIELD CIVIL AND CRIMINAL

FILED

JUL 6 1906

RECEIVED

JUN 29 1906

BIRTH AFFIDAVIT

Department of the Interior,
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS, ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN AN APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Jno Walter Ezra Briggs, born on the 26th day of March, 1905
[Here insert name of child]
Name of Father: Ezra Briggs a citizen of the Cherokee Nation
Name of Mother: Nannie Briggs a citizen of the Cherokee Nation
Tribal enrollment of father: Free men Tribal enrollment of mother: 728
Postoffice: Vian

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Nannie Briggs, on oath state that I am 22
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Ezra Briggs, who is a citizen, by
of the Cherokee Nation; that a Male child was
[Male or Female]
born to me on 26th day of March, 1905; that said child has been named
Jno Walter Ezra Briggs, and was living March 4, 1906.
Nannie Briggs mark

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this

4thday of June1906

My commission expires Mar. 22, 1909

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

Mattie Jackson, a Midwife, on oath state that I attended on
Nannie Briggs, wife of Ezra Briggs, on the
26th day of March, 1905; that there was born to her on said date a Male child; that said
[Male or Female]
child was living March 4, 1906, and is said to have been named Jno Walter Ezra Briggs.
Mattie Jackson mark

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this

4thday of June1906

My commission expires Mar. 22, 1909

Notary Public.

pe

427

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD.

Act of Congress Approved

April 26, 1906.

Robin Briggs

As a Citizen of

Cherokee

Nation

66H.

Approved JAN 14 1907

190



Commissioner.

DEPT. OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 6 1906

RECEIVED

JUN 29 1906

270

BIRTH AFFIDAVIT

Department of the Interior,
Commissioner to the Five Civilized Tribes.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN REAPPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
Robin Briggs, born on the 3rd day of January, 1906
 (Here insert name of child)
 Name of Father: Ezra Briggs, a citizen of the _____ Nation
 Name of Mother: Hannie Briggs, a citizen of the Cherokee Nation
 Tribal enrollment of father: _____ Tribal enrollment of mother: Freedmen 728
 Postoffice: Hon

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Northern District
 I, Hannie Briggs, on oath state that I am 25
 years of age and a citizen by Adoption of the Cherokee Nation;
 that I am the lawful wife of Ezra Briggs, who is a citizen by _____
 of the _____ Nation; that a male child was
 (Male or Female)
 born to me on 3rd day of January, 1906; that said child has been named
Robin Briggs and was living March 4, 1906; her
Hannie Briggs mark

WITNESSES TO MARK:

Must be Two

Witnesses

Subscribed and sworn to before me this

Frank Thompson
Fred C. Holden
4th day of June, 1906

My commission expires Mar. 22, 1908

Francis
 Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,
Northern District
 I, Mattie Jackson, Midwife, on oath state that I attended on
Hannie Briggs, wife of Ezra Briggs, on the
3rd day of January, 1906; that there was born to her on said date a male child; that said
 (Male or Female)
 child was living March 4, 1906, and is said to have been named Robin Briggs.
Mattie Jackson her
 mark

WITNESSES TO MARK:

Must be Two

Witnesses

Subscribed and sworn to before me this

Fred C. Holden
Frank Thompson
4th day of June, 1906

Francis
 Notary Public

My commission expires Mar. 22, 1908

The undersigned, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she made the above and foregoing copy, and that the same is a full true and correct copy of the certified copy of the original, on file in this office.

L. M. Bowman

Subscribed and sworn to before me this 15th day of July, 1907

J. C. Pitts
Notary Public.

of August A. D. 1901

(SEAL)

Chas. A. Davidson
Clerk of the U. S. Court.

By R. C. Hunter Deputy.

CERTIFICATE OF MARRIAGE.

United States of America, }
INDIAN TERRITORY. } ss.
Northern District.

I, N. T. Turner, a Minister of the Gospel, DO HEREBY CERTIFY, that on the 7 day of August, A. D. 1901, I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish the Bans of Matrimony between the parties therein named.

WITNESS my hand this 7 day of August A. D. 1901

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District, Book 0, Page 134

N. T. Turner
A Minister of the Gospel.

MARRIAGE LICENSE.

United States of America, }
INDIAN TERRITORY, } SS.
Northern District.

No. 100

To any Person Authorized by Law to Solemnize Marriage—Greeting:

You are hereby commanded to Solemnize the Rite and publish the Bans of Matrimony between Mr. Ezra Briggs, of Vian, in the Indian Territory, aged 21 years, and Miss Annie Riley, of Vian, in the Indian Territory, aged 19 years, according to law, and do you officially sign and return this license to the parties therein named.

WITNESS my hand and official seal at Wagoner, Indian Territory, this 5th day of August, A. D. 1901.

(SEAL)

Chas. A. Davidson
Clerk of the U. S. Court.

By R. C. Hunter Deputy.

CERTIFICATE OF MARRIAGE.

United States of America, }
INDIAN TERRITORY, } SS.
Northern District.

I, N. T. Turner, a Minister of the Gospel, DO HEREBY CERTIFY, that on the 7 day of August, A. D. 1901, I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish the Bans of Matrimony between the parties therein named.

WITNESS my hand this 7 day of August, A. D. 1901

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District, Book 0, Page 134

N. T. Turner
A Minister of the Gospel.

CERTIFICATE OF RECORD.

United States of America, }
INDIAN TERRITORY, } SS.
Northern District.

I, Charles A. Davidson, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 9 day of Sept., 1901, at M., and duly recorded in Book L, Marriage Record, Page 168.

WITNESS my hand and seal of said Court at Muskogee in said Territory, this 11 day of Sept., A. D. 1901

Chas. A. Davidson Clerk.

By _____ Deputy.

DEPARTMENT OF THE INTERIOR. COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, I. T., _____ I

I, the undersigned, a Stenographer to the Commission to the Five Civilized Tribes, do hereby certify that the above and foregoing is a true and correct copy of the original offered in evidence in the matter of application for enrollment of _____

as _____ citizen _____ of the Cherokee Nation.

DEPARTMENT OF THE INTERIOR COMMISSION TO THE FIVE CIVILIZED TRIBES MUSKOGEE, I. T. November 12, 1902.

I, the undersigned, Chief Clerk of the Cherokee Enrollment Division of the Commission to the Five Civilized Tribes and custodian of the records of said Division, do hereby certify that the above and foregoing is a true and correct copy of the original on file in the office of the said Division.

(Signed) P. G. Reuter
Chief Clerk Cherokee Enrollment Division

Sworn to and subscribed before me this 12th day of November, 1902
(Signed) B. C. Jones
(SEAL) Notary Public

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED.
NOV. 12, 1902
James B. Bandy
Acting Chairman.

The undersigned, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she made the above and foregoing copy, and that the same is a full true and correct copy of the certified copy of the original.

filed for record in my office the 9 day of Sept. 1901, at M.,

and duly recorded in Book L, Marriage Record, Page 168

WITNESS my hand and seal of said Court at Muskogee, in said

Territory, this 11 day of Sept. 1901, A. D.

Chas. A. Davidson. Clerk.

By Deputy.

DEPARTMENT OF THE INTERIOR.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, I. T., I

I, the undersigned, a Stenographer to the Commission to the Five Civilized Tribes, do hereby certify that the above and foregoing is a true and correct copy of the original offered in evidence in the matter of application for enrollment of

as citizen of the Cherokee Nation.

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
MUSKOGEE, I. T. November 12, 1902.

I, the undersigned, Chief Clerk of the Cherokee Enrollment Division of the Commission to the Five Civilized Tribes and custodian of the records of said Division, do hereby certify that the above and foregoing is a true and correct copy of the original on file in the office of the said Division.

(Signed) P.G. Reuter

Chief Clerk Cherokee Enrollment Division

Sworn to and subscribed before me this 12th day of November, 1902

(Signed) B.C. Jones

(SEAL)

Notary Public

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED

NOV. 12, 1902

James Kirby

Acting Chairman.

The undersigned, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she made the above and foregoing copy, and that the same is a full true and correct copy of the certified copy of the original, on file in this office.

Lucy M. Bowman

Subscribed and sworn to before me this 15th day of July, 1907

J. H. Pitts
Notary Public.

Affidavit Of Nannie Riley,

On this 26th Day of December 1906.

Comes Nannie Riley , Who After Being Duly Sworn According
To Law, States As Follows,

I Was Married, Under the Name of Annie Riley, to Ezra
Briggs, On The 7th Day of August, 1901. My Right Name,
However is Nannie Riley,

Given Under My Hand This 26th Day of December, 1906.

(Signed) Nannie Riley

Subscribed and Sworn To Before Me W. H. Morley, Notary
Public In And For The Northern District, of the Ind. Ter.
This 26th Day of December, 1906.

(Signed) W. H. MORLEY
Notary Public.

F.N. B. 427

The undersigned being first duly sworn, states that as
stenographer to the Commissioner to the Five Civilized Tribes
she made the above copy, and that same is a full, true and
correct copy of the original filed in the office in connection
with Cherokee Freedmen Newborn -Card No. 427.


Subscribed and sworn to before me this 15th day of July, 1907


Notary Public

Fr. N. B. 427.

32

IN RE
THE DEATH OF

Catherline Lilley Briggs

a citizen of the

Cherokee

Nation.

Approved Jul 10 1907 190

Commissioner.

Department of the Interior.

Commissioner to the Five Civilized Tribes.

FILED
Jul 10 1907

J. G. Wright

Commissioner.

32

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Catherline Lilley Briggs
(Here insert name of deceased.)
a citizen of the Cherokee Nation Nation, who formerly resided at or near
Vian Ind. Ter., and died on the 26th day of
(Here insert name of postoffice.)
August, 1 904.

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Western DISTRICT. }

I, Ezra Briggs, on oath state that I am 28
years of age and a citizen, by Fort Gibson of the U. S. Nation;
that my postoffice address is Fort Gibson, Ind. Ter.; that I am
(Here insert name of postoffice.)
father of Catherline Lilley Briggs
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased.)
who was a citizen, by adoption of the Cherokee Nation
and that said Catherline Lilley Briggs died on the 26th day of
(Here insert name of deceased.)
August, 1 904.

WITNESSES TO MARK:

(Must Be Two
Witnesses.)

Subscribed and sworn to before me this 10th day of July, 1907.

SEAL

Walter W. Chappell

Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }
Western DISTRICT. }

I, W. C. Wilson, on oath state that I am 23
years of age, and a citizen by Fort Gibson of the U.S. Nation;
that my postoffice address is Fort Gibson, Ind. Ter.;
(Here insert name of postoffice.)
that I was personally acquainted with Catherline Lilley Briggs
(Here insert name of deceased.)
who was a citizen, by adoption of the Cherokee Nation;
and that said Catherline Lilley Briggs died on the 26th day of
(Here insert name of deceased.)
August, 1 904.

WITNESSES TO MARK:

(Must Be Two
Witnesses.)

Subscribed and sworn to before me this 10th day of July, 1907.

SEAL

Walter W. Chappell

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
CHEROKEE LAND OFFICE.
Tahlequah, I. T., December 8, 1904.

In the matter of the application of Robin Riley for the enrollment of himself, his wife, Emma, and children, Nannie, Frank, Fannie, Alex, McKinley and Sarah Riley as Cherokee freedmen.

SUPPLEMENTAL TESTIMONY.

Nannie Briggs, being sworn and examined by the Commission, testified as follows:

- Q What is your name? A Nannie Briggs.
Q How old are you? A 19 I suppose.
Q What is your postoffice? A Vian.
Q Are you a Cherokee freedman? A Yes sir.
Q Have you married since you were enrolled? A Yes sir.
Q What is the name of your husband? A Ezra Briggs.
Q Is he a citizen of the Cherokee Nation? A No sir, state man.
Q When were you married? A I don't know exactly.
Q You married after you enrolled, did you? A Yes sir.
Q Your husband states you married on August 11. Was it 3 years ago?
A Yes sir.
Q Are you and he living together now? A Yes sir.

I, May Hudson, state upon oath that as stenographer to the commission to the Five Civilized Tribes I correctly recorded the supplemental testimony in this case and that the foregoing is a true and complete transcript of my stenographic notes thereof.

(Signed) May Hudson

Subscribed and sworn to before me this 10th day of December, 1904.

SEAL

(Signed) Samuel Foreman,

The undersigned states upon oath that as stenographer to the Commissioner to the Five Civilized Tribes she made a true and correct copy of the above instrument now on file in this office.

Subscribed and sworn to before me this 10 day of July 1907.

Mary Labor Mallory
S. C. Pitts
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, I. T., JULY 10, 1907.

In the matter of the application for the enrollment of
CATHERLINE LILLEY BRIGGS as a minor freedman citizen of the
Cherokee Nation.

EMRA BRIGGS, being first duly sworn by S. C. Pitts, a
Notary Public, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Emra Briggs.
Q How old are you? A I dont exactly know my age; I guess I am
about twenty-eight.
Q What is your post office address? A Fort Gibson.
Q Are you a Cherokee freedman or not? A No sir.
Q You are a colored man? A Yes sir.
Q What is your wife's name? A Nannie.
Q Is she a Cherokee freedman? A Yes sir.
Q Is she living? A Yes sir.
Q There is filed with the Commissioner a marriage license and
certificate showing the marriage on August 7, 1901, of
Emra Briggs and Annie Riley. Are you and your wife, referred
to, the persons mentioned in this license? A Yes sir.
Q What is the name of your oldest child? A Catherline Lilley.
Q How many children have you altogether? A Three.
Q Is that all you have ever had? A Yes sir.
Q When was Catherline born? A I dont know hardly what to tell you.
Q How long after your marriage? A About two years.
Q She is dead? A Yes sir.
Q When did Catherline die? Do you know the date? A No sir.
Q How old was she when she died? A She was about a year old.
Q Could she walk? A No sir.
Q Was she old enough to talk? A No sir; she was just a kind of
a baby like.
Q Do you know whether she died in the same month that she was
born? A I think it was August 26th, if I aint mistaken.
Q Your next ghild is John Walter Emra Briggs? A Yes sir.
Q Was that child living when Catherline died? A Yes sir.
Q Are you sure about that? A Yes sir.
Q Do you know how old he was? A He was not much old, he was
right young, a little baby.
Q You have got another child, Robin? A Yes sir.
Q Was that child born when Catherline died? A No sir.
Q You just had one child living when Catherline died? A Yes sir.
Q About how many years do you think it has been now since
Catherline died? A Two, I think.
Q Can you read and write? A No sir, not very good.
Q You can sign your name? A Yes sir, I just commenced this year,
but I get somebody else to do my writing and reading.
Q You made an affidavit today in the case of your child, did you?
A Yes sir, I tried to tell about it as near as I could.
Q You stated in this affidavit that Catherline Lilley Briggs died
August 26, 1904. Is that, to the best of your knowledge,
the date of her death? A Yed sir.
Q According to that she will have been dead three years next
August? A It dont seem like she has been dead three years.

- Q It doesn't seem like it has been that long? A No sir.
- Q There was filed with the Commissioner on July 6, 1906, an affidavit signed by Nannie Briggs, by mark, as to the birth on August 28, 1903, of Catherine Lilley Briggs, and it was stated in the affidavit that the child was living on March 4, 1906. If the child died when you state it did, the claim as to its being alive on March 4, 1906, must be incorrect. Do you know how your wife came to execute an affidavit as to the birth of this child? A Well, of course my wife must have made a mistake because her mind was going kind of wrong sometimes.
- Q You think it is a mistake? A Yes sir, I wouldn't go anywhere with her; just like she come up here and a man leased some land from her and she claimed she leased it and I had a man to hunt it up but we never got nothing off of it.
- Q Now, you know, before this child is entitled to enrollment, under the law, it had to be living on March 4, 1906. Do you claim that this child was living March 4, 1906? Do you claim it was living on that date? A Yes sir, that child was living a year ago. This is 1907, aint it? She was playing with that next baby of mine and both was living.
- Q You say that this was a small child? A Yes sir.
- Q Catherine you say was about a year old when she died? A Yes sir.
- Q Are you positive that Robin was not born? A No sir, Robin was not born then.
- Q How old is Robin now? A He is about a year old.
- Q Do you remember in what month he was born? A No sir, not unless I look it up in the bible; I had somebody to put it down.
- Q W. C. Wilson also executed an affidavit today in which he stated that this child died on August 26, 1904. Is he here now? A He was here; he is a fellow that come in with me and he heard the child was dead.
- Q Do you claim that this child is entitled to enrollment? A When did they have to be born to be entitled to enrollment?
- Q It had to be a minor living on March 4, 1906. You are not positive as to the date of the death of this child? A No sir.
- Q But you are positive that the child died before Robin was born? A Yes sir.

(Witness excused).

WILLIAM WILSON, being first duly sworn by S. C. Pitts, a Notary Public, testified as follows:

- Q What is your name? A William Wilson.
- Q How old are you? A Twenty-three.
- Q What is your post office address? A Fort Gibson.
- Q Are you a citizen of the Cherokee Nation? A No sir.
- Q Have you executed an affidavit today as to the death of Catherine Lilley Briggs? A Yes sir.
- Q Is that your signature, as W. C. Wilson? A Yes sir.

- Q It is stated in this affidavit that this child died August 26, 1906. Are you sure as to the date of her death?
A Just not exactly.
- Q Where were you living when this child died? A In Fort Smith.
- Q Where did the child die? A Vian.
- Q Were you there when it died? A No sir.
- Q All you know about its death is that you heard it, is that it?
A Yes sir, I was told the date it died.
- Q About how long has that been? A This is 1907, aint it? I become acquainted with this man in 1904 and I have been knowing him about three years, a little over three years.
- Q How soon after you became acquainted with him did this child die?
A Some over two months, I think, before the child died.
- Q Then you think the child has been dead about three years?
A Yes sir.
- Q Did he have any other children when this child died? A One.

(Witness Excused).

BEA BRIGGS recalled::

- Q Have you any further statement you wish to make in connection with this child's case? A What kind of a statement is you talking about?
- Q Have you thought of anything more you wanted to say? A No sir.

(Witness excused).

The undersigned, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, she reported the above and foregoing proceedings, and that the same is a full, true and complete transcript of her stenographic notes thereof.

Sarah Waters

Subscribed and sworn to before me this 11th day of July, 1907.

J. C. Pitt
Notary Public.

Cherokee P.
N. B. 427

Muskogee, Indian Territory, July 3, 1906.

Nannie Briggs,
Vian, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Catherine Lilley Briggs, born August 28, 1903, Jno Walter
Ezra Briggs, born March 26, 1905, and Robin Briggs, born
January 3, 1906.

Respectfully,

Commissioner.

MMP

Cherokee P.
N. B. 427.

Muskogee, Indian Territory, December 13, 1906.

Nannie Briggs,
Vian, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of Catherline Lilley, Jno Walter Ezra and Robin Briggs, children of yourself and Ezra Briggs, as Cherokee freedmen, you are advised that this office is in receipt of a marriage license and certificate showing the marriage on August 7, 1901, of Ezra Briggs and Annie Riley.

If you are identical with the person mentioned in this marriage license and certificate as Annie Riley, you are requested to execute, before a notary public, an affidavit to that effect and forward same to this office at the earliest practicable date.

You are requested to return this letter with your reply.

Respectfully,

LMC

Commissioner.

Muskogee, Indian Territory, July 15, 1907

The Honorable,

The Secretary of the Interior.

Sir:

April 2, 1907, at the request of the Department, the former Commissioner to the Five Civilized Tribes reported in reference to striking from the rolls the names of, among others, Clarence Curls and Ethel Townsend, who died prior to September 1, 1902, and whose names are included in a schedule of Cherokee Freedmen enrolled under the Act of July 1, 1902, and approved by the Department March 4, 1907. The Commissioner, for reasons set out at large, recommended that no names be stricken from the final roll of Cherokee citizens approved March 4, 1907, and that opposite the names of Clarence Curls and Ethel Townsend the following notation be placed on the roll: "Died prior to September 1, 1902; not entitled to allotment."

This recommendation was concurred in by the Acting Commissioner of Indian Affairs in his letter to the Department of April 13, 1907, and was approved by the

Secretary--2

Secretary of the Interior on June 8, 1907.

The question is now presented as to what action, if any, should be taken in reference to the enrollment of minor children of Cherokee citizens enrolled under the Act of April 26, 1906 (34 Stat. 137), and who died prior to March 4, 1906.

On June 29, 1906, application for the enrollment, under the provisions of said Act were received by the Commissioner to the Five Civilized Tribes for Catherline Lilley, Jno. Walter Ezra, and Robin Briggs, born August 28, 1903, March 26, 1905, and January 3, 1906, children of Ezra Briggs, a non-citizen of the Cherokee Nation, and his wife, Fannie Briggs, whose name appears upon the approved roll of Cherokee freedmen opposite No. 428. The names of these children appear upon the roll of Cherokee freedmen newborns approved by the Department February 25, 1907, opposite Numbers 443, 444, and 445, respectively. The application for the enrollment of said Catherline Lilley Briggs, which is in affidavit form, being executed before a Notary Public by Fannie Briggs, mother, and Mattie Jackson, as midwife, recites that said child was born August 28, 1903, and

Secretary--3

was living March 4, 1906. July 10, 1907, there was filed with the Commissioner affidavits signed by Ezra Briggs, father of this child and W. C. Wilson, an acquaintance, in which it is stated that said child died August 26, 1904. On the same date the testimony of these affiants was taken before the Commissioner. Ezra Briggs states that he was married to his wife, as shown by his license and certificate, on August 7, 1901; that his child Catherine Lilley, was born about two years after their marriage; that she died when about a year old, before she could walk or talk; that to the best of his knowledge she died August 26, but of what year he is unable to state; that his child John Walter Ezra was living when said child died, and that his child Robin (born January 3, 1906), had not been born when said child died. He further states that his wife must have been mistaken as to the child being alive March 4, 1906, when she executed the affidavit as to its birth. W. C., or William, Wilson states that he is not positive as to the date of the death of this child; that he was living in Fort Smith when she died, but that he became acquainted with Ezra Briggs in 1904, and that he had known him "some over two months," before the child died, and that he thinks the child has been dead about three years.

Secretary--4

It appears clear from the evidence received that said child died prior to March 4, 1906.

On June 13, 1906, applications were received for the enrollment, under the provisions of the Act of April 26, 1906, of Enias and Lorena Mackey, twins, born May 16, 1904, and on July 18, 1906, application was received for the enrollment of Charlie Mackey, born April 4, 1906, children of John Mackey and Julia Mackey, nee Brown, whose names appear on the roll of Cherokee Freedmen opposite Numbers 1696 and 830, respectively. The names of Enias and Lorena Mackey appear upon the roll of Cherokee Freedmen Newborns approved by the Department March 4, 1907, opposite Numbers 600 and 601, respectively, and the application for the enrollment of Charlie Mackey was refused by the Commissioner on February 28, 1907, and his decision was affirmed by the Department March 4, 1907 (I.T.D. 8032-8034-1907). The application for the enrollment of Lorena Mackey, which is in affidavit form and is executed by Julia Brown Mackey, mother, and Jennie Brown, as midwife, recites that said child was born May 16, 1904, and was living March 4, 1906. On June 20, 1907, there was filed with the Commissioner affidavits executed by said Julia Brown Mackey and J. L. Mathes, as to the death on October 16, 1905, of said Lorena

Secretary--5

Mackey. On the same date the testimony of these affiants was taken before the Commissioner, in which Julia Brown Mackey stated that she is the mother of said child; that it was born May 16, 1904; that she was mistaken in making the affidavit as to its birth insofar as she stated it was living March 4, 1906, and that said child died on October 16, 1906, at the age of one year and four months. J. L. Mathes testified that he knew said child during its life time, and that it died about the 16th of October, 1906. On July 11, 1907, said Julia Brown Mackey again appeared before the Commissioner and stated that she made a mistake in giving her testimony on June 20, 1907, and that said child died on October 16, 1906, instead of October 16, 1906. At one place in her testimony, in answer to the question "How long has this child been dead now? How many months?", she answered "About ten months, I guess, as near as I can count." She adheres to the date of the birth of said child, and in answer to the question "How old was this child when it died?" she answered- "It was a year and some months old.", and when asked if the child could walk or talk, stated that it was not old enough to talk but "was beginning to try to," and "tried to talk a little, could not talk plain." She further states

Secretary--4

that said child died about two or three months prior to the birth of her child Charlie (April 4, 1906), and that Charlie is now a year and three months old.

Section 31 of the Act of Congress of July 1, 1902, expressly provides that no allotment of land shall be made to any person, or to the heirs of any person, whose name is on the roll of Cherokee citizens made under the provisions of the Acts of Congress of June 28, 1898, and July 1, 1902, and who died prior to September 1, 1902.

Section 2 of the Act of April 26, 1906, making provision for the enrollment of minor children of Cherokee citizens, reads, in part, as follows:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

There may be some doubt under this law as to whether a child enrolled under this provision, and who died prior to March 4, 1906, is entitled to an allotment of land. Congress, of course, did not intend that a child

Secretary--7

born to a duly enrolled citizen, and who died prior to March 4, 1906, should be enrolled, and it is my opinion that if through mistake, as claimed in the case of Catherline Lilley Briggs, or otherwise, the enrollment was secured of a child who died prior to that date, it is not entitled to an allotment of land in the Cherokee Nation, and I do not believe that an application for the selection of an allotment should be received by this office. I have therefore to recommend that the following notation be placed on the roll opposite the names of Catherline Lilley Briggs, Number 443, and Lorena Mackey, Number 601: "Died prior to March 4, 1906; not entitled to allotment."

If this recommendation meets with the approval of the Department it is respectfully recommended that such notation be placed on the copies of the roll in the possession of the Department, and that this office and the office of the Commissioner of Indian Affairs be authorized to make a similar notation on the copies of said roll in their possession

Secretary--6

The records and affidavits in the matter of the
enrollment of these children are inclosed herewith.

Respectfully,

Commissioner.

Through the Commissioner
of Indian Affairs.

Incl. B-10.

L M B

I.T.
63252-1907.

GAW

August 8, 1907.

Subject;
Applications for enrollment
of Catherline Lilley Briggs
and Lorena Mackey

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Wright, dated July 15, 1907, relative to the date of death of Catherline Lilley Briggs and Lorena Mackey, whose names appear opposite Nos. 443 and 601 on the roll containing the names of minor Cherokee freedmen entitled to enrollment under the provisions of the Act of April 26, 1906.

Reporting at length in the matter, the Commissioner finds that both of these persons died prior to March 4, 1906, and are therefore not entitled to allotment of lands in the Cherokee Nation. He accordingly recommends that the following notation be placed on the rolls opposite their names: "Died prior to March 4, 1906; not entitled to allotment."

The Office has examined the record in this case and agrees with the Commissioner as to the date of death of these minors, and concurs in his recommendation with the suggestion that it be modified so that the following notation may appear

-2-

on the rolls opposite their names: "Died prior to March 3,
1906; not entitled to land or money."

Very respectfully,

(signed) C. F. Larrabee
Acting Commissioner.

AJW-Y.

• August 9, 1907.

Approved:

(signed) Jesse E. Wilson
Acting Secretary

SVP

IT
63252-1907.
DC 584-1907.

(COPY)

GAW

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON. August 29, 1907.

51

Subject:
Enrollment of Catherline
Lilley Briggs and Lorena
Mackey.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Referring to your report of July 15, 1907, there is enclosed copy of Office letter of August 8, 1907, approved by the Department on August 9, authorizing the placing of the following notation on the rolls of minor Cherokee freedmen entitled to enrollment under the Act of April 26, 1906 (34 Stat., L., 137), opposite the names of Catherline Lilley Briggs and Lorena Mackey, Nos. 443 and 601 respectively: "Died prior to March 4, 1906; not entitled to land or money."

Very respectfully,

F. E. Leupp

Commissioner.

AJW-)SD

71

Cher Fr M 428

Cher Fr M 428

C. M. G.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
LOTTIE VANN, ET AL.
as Cherokee Freedmen.

CHEROKEE F.N.B.428

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Sattie Vann.....

as a citizen of

Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

RECEIVED

JUN 28 1906

1047

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Lottie Vann born on the 21st day of August 1899
 (Here insert name of child)
 Name of Father: Reed Vann a citizen of the Cherokee Nation.
 Name of Mother: Maud Vann a citizen of the U. S. Nation.
 Tribal enrollment of father: Fredman #465 Tribal enrollment of mother: _____
 Postoffice: McElvin Ind. Ter.

AFFIDAVIT OF MOTHER.

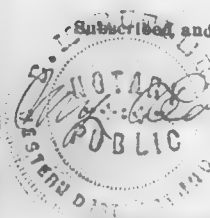
UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Maud Vann on oath state that I am 26
 years of age and a citizen by _____ of the United States Nation;
 that I am the lawful wife of Reed Vann who is a citizen, by
Fredman of the Cherokee Nation; that a Female child was
 born to me on 21st day of August 1899; that said child has been named
Lottie Vann and was living March 4, 1906.

Maud Vann

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 28th day of June 1906.D. M. Butler

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

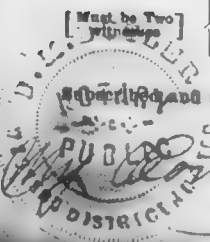
UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lizzie Johnson a Mid Wife on oath state that I
 attended on Maud Vann wife of Reed Vann
 on the 21st day of August 1899; that there was born to her on said date a Female
 child; that said child was living March 4, 1906, and is said to have been named
Lottie Vann

Lizzie Johnson
Mark

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 28th day of June 1906.D. M. Butler

Notary Public.

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.*Tommy C. Vann*

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

RECEIVED

JUN 28 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Tommy C. Vann (Here insert name of child), born on the 11th day of November, 1903.
Name of Father: Reed Vann a citizen of the Cherokee Nation.
Name of Mother: Maud Vann a citizen of the U. S. Nation.
Tribal enrollment of father: Freedman F465 Tribal enrollment of mother: _____
Postoffice: Melvin Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Maud Vann, on oath state that I am 26 years of age and a citizen by _____ of the United States Nation;
that I am the lawful wife of Reed Vann, who is a citizen, by Freedman of the Cherokee Nation; that a Male child was born to me on 11th day of November, 1903; that said child has been named Tommy C. Vann, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 28th day of June, 1906.

My Comm. Ex. 143906

D. M. Butler

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Lizzie Johnson, a Mid Wife, on oath state that I attended on Maud Vann, wife of Reed Vann, on the 11th day of November, 1903; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Tommy C. Vann.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 28th day of June, 1906.

My Comm. Ex. 12/30/06

D. M. Butler

Notary Public.

428

158

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Hanner Vann.....

as a citizen of

Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

RECEIVED

JUN 28 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Hanner Vann born on the 18th day of September, 1905.
(Here insert name of child)
Name of Father: Reed Vann a citizen of the Cherokee Nation.
Name of Mother: Maud Vann a citizen of the U.S. Nation.
Tribal enrollment of father: Freedman 4465 Tribal enrollment of mother: _____
Postoffice: Melvin Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western District.
I, Maud Vann, on oath state that I am 26
years of age and a citizen by _____ of the United States Nation;
that I am the lawful wife of Reed Vann, who is a citizen, by
Freedman, of the Cherokee Nation; that a Female child was
born to me on 18th day of September, 1905; that said child has been named
Hanner Vann and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 28th day of June, 1906.

My Com. Ex. 12/30/06

D. M. Butler

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.
I, Lizzie Johnson, a Mid Wife, on oath state that I
attended on Maud Vann, wife of Reed Vann,
on the 18th day of September, 1905; that there was born to her on said date a Female
child; that said child was living March 4, 1906, and is said to have been named
Hanner Vann.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 28th day of June, 1906.

My Com. Ex. 12/30/06

D. M. Butler

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, I. T., SEPTEMBER 19, 1906.

In the matter of the application for the enrollment of
LOTTIE, TOMMY C., and HANNER VANN, as Cherokee Freedmen.

W. W. Hastings, Representative of the Cherokee Nation, present.

REED VANN, being first duly sworn, by John B. Tidwell, a Notary
Public, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Reed Vann.
Q How old are you? A About 39.
Q What is your post office? A Melvin.
Q Have you some children? A Yes sir.
Q Give the names of your older children? A Lillie, Clark, Garfield,
Jess, Lincoln, Lila and Reedy.
Q What is the name of the mother of those children? A Mary.
Q Is she living? A Yes sir.
Q Were you and she married? A Wasn't married with license.
Q Were you and she married by a Minister of the Gospel or Preacher?
A Yes sir.
Q What was his name? A His name was Harry Ford.
Q Was he a regular Ordained Minister of the Gospel? A Yes sir, I
think he was, so far as I know, I think he was.
Q When were you and she married? A That has been about 21 years
ago.
Q Where was it? A Out here on Four Mile Branch.
Q In the Cherokee Nation? A Yes sir.
Q Did he give you a certificate of your marriage? A No sir,
didn't give me anything at all.
Q Did you get any license when you were married from the Clerk of
the Court? A No sir.
Q How long did you and Mary live together? A We lived together
about, as near as I can guess at it, about 15 years.
Q Lived together continuously all that time, did you? A Yes sir.
Q During that time all of the children you have heretofore mentioned
were born? A Yes sir.
Q Kept house all the time? A Yes sir.
Q When did you and she separate? A It has been about 8 years ago.
Q Do you know the time of the year you separated? A No sir, I don't
Q Do you know the year it was? A No sir.
Q How long after your child Reed was born? A I don't know how long
it was.
Q Well was he up a good big child, about how big a child was Reed
when you parted? A He wasn't born when we parted.
Q You remember when you applied for enrollment at Fort Gibson?
A Yes sir.
Q You and Mary living together then? A No sir.
Q The records of this office show that you appeared before the Com-
mission at Fort Gibson, Indian Territory, on April 5, 1901, and who
asked this question, "Who do you want to enroll besides yourself?"
you answered, "I have got seven children." Then "Q Wife? A Yes
sir." "Q Wife and seven children? A Yes sir." Then when you
were asked the name of your wife you answered "Mary." Is that
correct? A No sir, that is one question that wasn't correct, she
wasn't my wife then.

- Q You mean to dispute that you testified as the records of this office show you did testify? A That she was my wife at that time?
- A Yes? A She was my wife at that time, of course, but I and her was parted.
- Q You claim now that she was your wife at that time but that you and she were parted? A Yes sir.
- Q Have you and Mary ever been divorced? A No sir.
- Q No form of divorce proceedings? A No sir.
- Q Now have you come other children besides those named? A Yes sir, I have three.
- Q Give their names? A Lottie, and Tommy and Hanner.
- Q Are they all living now? A Yes sir, they are all living.
- Q Are they your children? A Yes sir.
- Q What is the name of their mother? A Maud.
- Q She is living? A Yes sir.
- Q Were you and the mother of these children married? A Yes sir.
- Q What was her name when you married her? A Maud Ford before I married her.
- Q Is she a citizen of the Cherokee Nation? A No sir, she is not.
- Q State woman? A Yes sir.
- Q When were you and she married? A It has been about 9 years ago, if I aint mistaken.
- Q Did you get a license when you married her? A Yes sir.
- Q Where was the license issued? A Right here in Muskogee.
- Q Have you your license with you? A No sir, I brought the license here to this office about a month ago.
- Q Did you marry her under the license you got at Muskogee? A Yes sir.
- Q Was that the first time you and she were ever married? A Me and Maud.
- Q Yes? A Yes sir.

On Behalf of the Commissioner:

There is offered in evidence a marriage license issued by the Clerk of the United States Court for the Northern District, Indian Territory, on January 30, 1901, authorizing the marriage of Reed Vann of Fort Gibson, Indian Territory, and Maud Ford of Wagoner, Indian Territory, also a certificate of marriage attached thereto showing the marriage of the parties named in the license by C. H. Harris, a Minister of the Gospel, on February 3, 1901. This license was returned for record May 1, 1901, as is shown by the certificate of record of the Clerk of the Court, dated June 4, 1901.

- Q Are you the person mentioned in the license which I have referred to as Reed Vann, who was married to Maud Ford of Wagoner, on February 3, 1901? A Yes sir.
- Q Your wife, the mother of these children, the person mentioned in this license as Maud Ford? A Of them three children, yes sir.
- Q Had your wife ever been married before you married her? A No sir.
- Q Had Mary ever been married before you married her? A No sir.
- Q Had you ever been married before you married Mary? A No sir.
- Q Were you only married twice? A That is all, just twice.

BY MR. HASTINGS:

- Q At whose house were you married to your first wife, Mary? A At my father's.
- Q What was the name of the preacher that married you? A Harry Ford.
- Q You were ~~both~~ both citizens of the Cherokee Nation, you and your first wife? A Yes sir.

- Q And you were married about 21 years ago to your first wife? A Yes sir.
- Q And married by a preacher? A Yes sir.
- Q And you continued to live with her some 10 or 15 years? A Yes sir.
- Q From the time that you were married? A Yes sir.
- Q Is this child Reed alive? A No sir, he is dead.
- Q When did he die? A If I mistake not he has been dead between 4 and 5 years.
- Q Was he dead when you married this last woman? A No sir.
- Q Now how long after you married did he live? A I don't remember how long.
- Q Don't remember the year he died in? A No sir.
- Q Do you know the season, whether it was spring, or summer, fall or winter? A It was along in the fall, time to pick cotton.
- Q Are any of the reas of these children dead besides Reed on this card? A No sir, all of them living.
- Q Now do you know whether it was 4 or 5 years ago this fall that Reed died? A It was between 4 and 5 years I have an idea.
- Q You don't know what month it was in? A No sir.
- Q There is no way for you to tell when your own child died, the year? A No sir, I couldn't tell that at all, but I know it was in the fall, in along cotton picking time.
- Q Was it in the fall after you married this last woman? A No sir, it was along in the first of the spring,--you mean this last woman.
- Q I mean was it the same fall after you married this woman in the early spring when Reed died? A No sir.
- Q It was after that time? A After Reed died?
- Q No, after that fall? A I disremember when it was.
- Q Well how long after you enrolled him did this boy live,--Now you applied for him at Fort Gibson in April, 1901? A (No response).
- Q Are you certain he died during cotton picking time in the fall? A Yes sir, time--I am certain of that.
- Q You know it was in the fall? A Yes sir.
- Q You know it wasn't in the spring? A No sir.
- Q Suppose the affidavit shows he died in May, is that true? A I know he died along in cotton picking time, I know I bought the child's burial clothes.
- Q Who from? A Mr. Hill.
- Q At Hulbert? A Yes sir.
- Q Did you pay for them right then or did you have them charged and paid afterwards? A Paid for them that day, I took a load of cotton down,--I didn't but my brother did, took my cotton and paid for them.
- Q Did you have any coffin for him? A Yes sir.
- Q Was one made or did you buy it? A I had it made.
- Q Who made it? A Joe Thompson.
- Q Colored man? A Yes sir.
- Q Where does he live? A Right there in the neighborhood.
- Q Are these other three children living that you have applied for? A Yes sir.
- Q When was the youngest one born? A She is about 9 or 10 months old the youngest one.
- Q Now? A Yes sir.
- Q Was yesterday her birth day? A I don't know when her birth day was.

W I T N E S S E X C U S E D .

MAUD VANN, being first duly sworn, by John E. Tidwell, a Notary Public, testified as follows:

ON BEHALF OF THE COMMISSIONER:

Q What is your name? A Maud Vann.

- Q How old are you ? A 26 years old.
- Q What is your postoffice? A Melvin.
- Q You are not a citizen of the Cherokee Nation? A No sir.
- Q Are you married? A Yes sir.
- Q What is the name of your husband? A Reed Vann.
- Q Was that he just testified before you did? A Yes sir, that was him.
- Q He is a Cherokee freedman? A Yes sir.
- Q Have you and he some children? A Yes sir.
- Q Give their names? A Lottie Vann, Hanner Vann, and Tommy C. Vann.
- Q Are those children all three living now? A Yes sir.
- Q Have you got other children besides these? A No sir.
- Q Ever have any? A Only one more.
- Q What was its name? A It wasn't name, it is dead, it was young.
- Q When was Lottie born? A Why I just can't exactly tell when she was born, she was born the 21st of August but I don't know the year.
- Q How many years old is she? A She is 7 going on 8.
- Q When was Tommy born? A He was born on the 11th of February.
- Q Do you know what year? A No sir, I know the date but don't know the year.
- Q How many months old is Hanner? A She, I don't know, --I thought she was a year old the 28th of this month, I think it is done past.
- Q In the affidavit as to her birth she is shown to be born on the 18th of September, is that right? A Yes sir.
- Q 18th instead of 28th? A Yes sir.
- Q Are you and Reed married? A Yes sir.
- Q When? A I don't know, we have been married a good while, we were married with license, they show when we were married.
- Q Now he has introduced a license showing the marriage of Reed Vann to Maud Ford on February 3, 1901, is that right? A Yes sir.
- Q Was that the first time you and Reed were ever married? A Yes sir, the first time I ever was married in my life.
- Q You and he live together ever since you were married? A Yes sir.
- Q Is he the father of all three of these children? A Yes sir.
- Q Lottie was born before you married? A Yes sir, she was born before we were married but he is the father of her, --then we married.
- Q Now how long before you were married was Lottie born? A Why I don't know sir how long.
- Q Something like two or three years? A No sir, not that long.
- Q Good big girl? A I think she could walk.
- Q And talk? A No sir, she couldn't talk.
- Q Were you married when Tommy was born? A Yes sir.
- Q Did you ever live with any men before you married Reed Vann? A No sir.
- Q Did you have anything to do with any other men? A No sir.

BY MR. HASTINGS:

- Q Did you know young Reed Vann, ---did your husband have a son named Reed by his first wife? A Yes sir.
- Q Do you know when that child died? A No sir, I don't.
- Q Did it die before you and Reed, its father, married? A Well I disremember, --I can't tell you, --they didn't live, it wasn't right with us, I disremember. If I tell you yes I might make a mistake, and if I tell you ~~xxx~~ no I might make a mistake.
- Q Have you ~~xxx~~ no way to recollect? A No sir, I aint, I might make a mistake so I just say I disremember. I don't know, it has been so long.

ON BEHALF OF THE COMMISSIONER:

The records of this office show that on April 5, 1901, Reed Vann appeared before the Commission to the five Civilized Tribes and made application for himself, his wife, Mary Vann, and children, Lillie, Clark, Garfield, Jesse, Lincoln, and Lila and Reed ~~xxx~~ Vann Jr., as Cherokee freedmen.

Mr. Hastings: Comes now the representative of the Cherokee Nation and calls the attention of the Commissioner to the fact that the testimony submitted in this case shows that Reed Vann, alleged father of the three new born children for whom application is made, was previously lawfully married under the Cherokee

Law to Mary Bean and continued to live with her some 10 or 15 years and was never divorced, and that she is still alive, and that therefore the said Reed Vann was never free to contract a marriage relation with Maud Vann, the mother of Lottie, Tommy C., and Hanner Vann. Section two of the Act of April 26, 1906, provides that illegitimate children shall take the status of their mother and inasmuch as the proof shows in their mother, Maud Vann, is not a citizen of the Cherokee Nation, the representative of the Cherokee Nation protest against their enrollment.

-----oOo-----

Geo. H. Lessley, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

Geo. H. Lessley

Subscribed and sworn to before me this 20th day of September, 1906.

John E. Tidwell
Notary Public.

COMMISSIONER

SEP 19 1906

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CERTIFICATE OF RECORD.

United States of America,
INDIAN TERRITORY,
Northern District.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES
DEPARTMENT OF THE INTERIOR
SS.

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 8th day of May 1901, at M., and duly recorded in Book K, Marriage Record, Page 414

WITNESS my hand and seal of said Court at Muskogee, in said Territory

this 4th day of June, A. D. 1901
Charles Davidson Clerk.

By Deputy.

NORTHERN DISTRICT, INDIAN TERR.

MAY 8 1901

CHARLES A. DAVIDSON,
Clerk, U. S. Courts.

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Fred

SEP 19 1906

COMMISSIONER

CERTIFICATE OF RECORD

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
SS. DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 5th day of May 1901, at M., and duly recorded in Book 419

WITNESS my hand and seal of said Court at Muscogee, in said Territory this 14th day of June A. D. 1901
Chas. A. Davidson
Clerk.
By Deputy.

CHAS. A. DAVIDSON,
Clerk, U. S. Court.
MAY 8 1901
Northern District, Ind.

MARRIAGE LICENSE



United States of America,
INDIAN TERRITORY,
Northern District.

ss.

No. 2285

To Any Person Authorized by Law to Solemnize Marriage--Greeting:

You are Hereby Commanded to Solemnize the Rite and publish the
Banns of Matrimony between Mr. *Rud Vann*
of *Fort Gibson* in the Indian Territory, aged *28* years, and
Miss *Maud Ford* of *Wagoner* in the
Indian Territory, aged *21* years, according to law, and do you officially sign and return this
License to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this *30th* day of

January

, A. D. 190*1*

Chas. A. Davidson

Clerk of the U. S. Court.

By

Deputy.

CERTIFICATE OF MARRIAGE.



United States of America,
INDIAN TERRITORY,
Northern District.

ss.

I, *C. H. Harris*, a Minister of the Gospel,
DO HEREBY CERTIFY, that on the *3* day of *Feb.*, A. D. 190*1*,
I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish
the Banns of Matrimony between the parties therein named.

WITNESS my hand this *3* day of *Feb.*, A. D. 190*1*

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book

B

Page

165

C. H. Harris
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District,
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the
amount of One Hundred Dollars (\$100.00).

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
LOTTIE VANN, et al., as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on June 28, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Lottie, Tommy C. and Hanner Vann, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137). Further proceedings in the matter of said applications were had at Muskogee, Indian Territory, September 19, 1906.

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Lottie Vann, Tommy C. Vann and Hanner Vann, are the minor children of one Reed Vann, a regularly enrolled Cherokee freedman, and Maud Vann, a non-citizen woman, who were united in marriage in the year 1901; that the said Lottie Vann was born to them out of wedlock August 21, 1899, and Tommy C. Vann and Hanner Vann were born to them in lawful wedlock on November 11, 1903, and September 18, 1905, respectively, and all were living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

It is further shown that said Reed Vann was married prior to his marriage to said Maud Vann, and that his former wife was living at the time of his said marriage, and the evidence fails to show that he had been divorced from his said former wife at the time of his marriage to said Maud Vann. Attention is, however, called to section 692 of the laws of the Cherokee Nation, which is as follows:

"All marriages which are herein prohibited on account of consanguinity between the parties, or on account of either of them having a former husband or wife then living, shall be absolutely void in this Nation, without any judgment of divorce or other legal proceedings; provided that the issue from such unlawful marriage shall nevertheless be legitimate; provided, also, that when a man, having by a woman one or more children, shall afterwards intermarry with such woman, such child or children, if recognized by him, or proven to be his, shall thereby be legitimate";

and to section 2526 of Mansfield's Digest of the Laws of Arkansas, which was extended over and made applicable in the Indian Territory, and over all persons residing therein by the Act of June 7, 1897 (30 Stat. L., 83), which section is as follows:

"The issue of all marriages deemed null in law, or dissolved by divorce, shall be deemed and considered as legitimate."

Under the said provisions, the said applicants, Lottie Vann, Tommy C. Vann and Hanner Vann, should be considered the legitimate offspring of said Reed Vann.

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Lottie Vann, Tommy C. Vann and Hanner Vann are entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly granted.



Commissioner.

Dated at Muskogee, Indian Territory,
this FEB 15 1907

REFER IN REPLY TO THE FOLLOWING:

Cherokee

N. B. 428

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 3, 1906.

Reed Vann,

Melvin, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications for the enrollment as citizens of the Cherokee Nation of Lottie Vann, born August 21, 1899, Tommy C. Vann, born November 11, 1903, and Hanner Vann, born September 18, 1905.

Respectfully

Commissioner.

HMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
N. B. 428.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 10, 1906.

Reed Vann,

Melvin, Indian Territory.

Dear Sir:

In connection with the applications for the enrollment of your children, Lottie, Tommy C. and Hanner Vann, as Cherokee freedmen, you are advised that from the information contained in the affidavits as to the birth of said children, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for your enrollment, your age, the names of your parents, and any members of your family with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

LMC

*This is Reed Vann
on J. # 158. He will
send in MS 116.
B. H.*

7/19 #428

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
N. B. 428.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 29, 1906.

Maud Vann,

Melvin, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Lottie, Tommy C. and Hanner Vann, as Cherokee freedmen, you are advised that before the enrollment of these children will be complete, it will be necessary that you appear before the Commissioner to the Five Civilized Tribes, at the earliest practicable date, and introduce testimony in connection with the application for the enrollment of said children.

Respectfully,

W. O. Beall

Acting Commissioner.

LMC

Cherokee
F N R 428

Muskogee, Indian Territory, September 24, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

There is inclosed herewith a copy of testimony taken
at Muskogee, Indian Territory, September 19, 1906, in the
matter of the application for the enrollment of Lottie,
Tommy C., and Hanner Vann, as minor Cherokee Freedmen.

Respectfully,

Incl. GL-60.
GHL

Commissioner.

Cherokee F.B.B.

428

Muskogee, Indian Territory, February 18, 1907.

Reed Vann,

Helvin, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, granting the application for the enrollment of your children Lettie, Tommy O. and Hanner Vann, as Cherokee freedmen.

You will be advised when the name of your said children have been placed upon a schedule of Cherokee freedmen and approved by the Secretary of the Interior.

Respectfully,

Commissioner.

Encl.A-18
RA

Cherokee F.H.B

422

Muskogee, Indian Territory, February 15, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 15, 1907, granting the application for the enrollment of Lettie, Terry G. and Hanner Vann as Cherokee freedmen.

Respectfully,

Encl. A-14
RA

Commissioner,

Muskogee, Indian Territory, February 15, 1907.

The Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

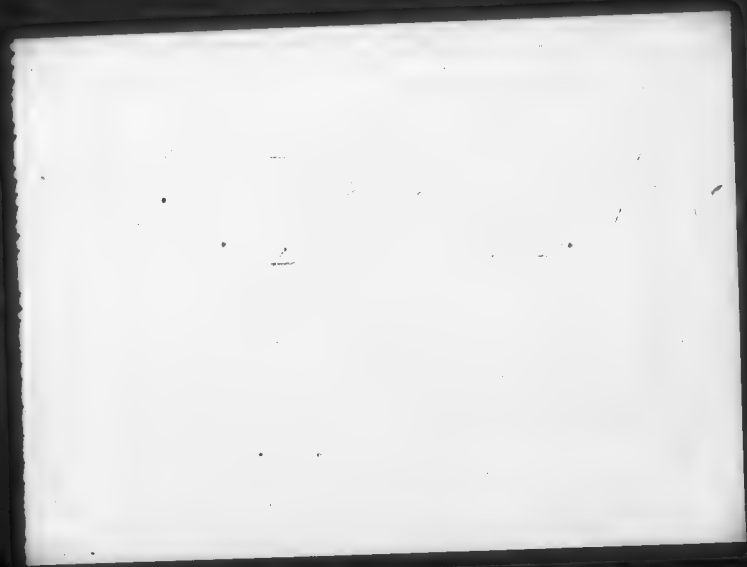
Sir:

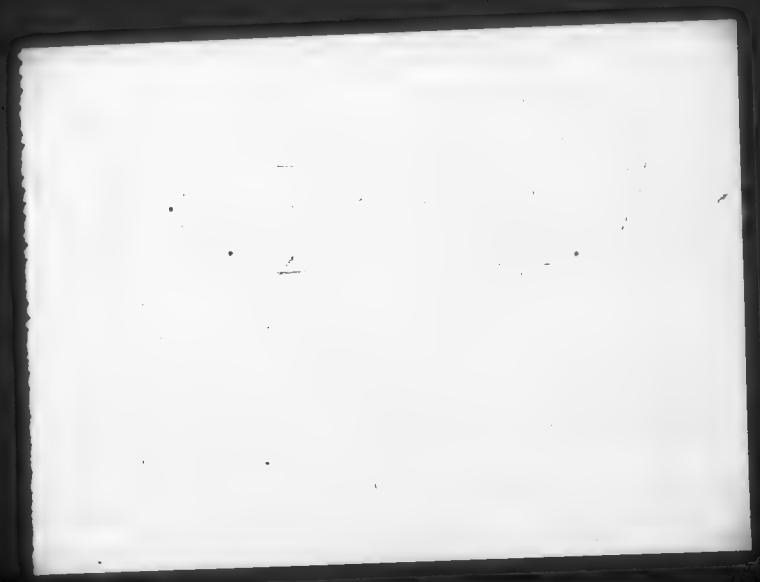
Receipt is acknowledged of the testimony and of
your decision enrolling Lottie, Tommy C. and Hanner Vann, as
Cherokee freedmen. Time for protesting said decision is
waived, and I consent that said persons may be placed
upon the schedule immediately.

Respectfully,

W. W. Hargrave

Attorney for Cherokee Nation.





Cher Fr M 429

Cher Fr M 429

Born too late

Fr. 71-831429
IN RE

Application for Enrollment of

INFANT CHILD

Bulah Ann Barnes

as a citizen of

Cherokee

Nation.

Approved

190

Commissioner.

MAY 4 1905

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,
of Beulah Ann Barnes, born on the 22^d day of July, 1904
(Here insert name of child.)
Name of Father: Robert Barnes, a citizen of the Cherokee Nation.
Name of Mother: Sarah Barnes, a citizen of the Cherokee Nation.
Post-office Gaus. I. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Salisaw District.

I, Sarah Barnes, on oath state that I am 34
years of age and a citizen, by Birth of the Cherokee Nation;
that I am the lawful wife of Robert Barnes, who is a citizen, by
Birth of the Cherokee Nation; that a Female child was
(male or female.)
born to me on 22^d day of July, 1904 that said child has been
named Beulah Ann Barnes, and is now living.

WITNESSES TO MARK:

(Must be Two Witnesses.)

Subscribed and sworn to before me this 3rd day of May, 1905.

My Commission expires

Dec 14th 1908, (2^d term)

John S. Flickner
NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Salisaw District.

I, Jane Bruce, a Midwife, on oath state that I
attended on Mrs. Sarah Barnes, wife of Robert Barnes
on the 22^d day of July, 1904 that there was born to her on
said date a Female child; that said child is now living and is said to have been
(male or female.)
named Beulah Ann Barnes.

WITNESSES TO MARK:

(Must be Two Witnesses.)

M. E. Owensby
S. B. Manning

Jane Bruce
mark.

Subscribed and sworn to before me this 3^d day of May, 1905.

My Commission expires

Dec 14th 1908, (2^d term)

John S. Flickner
NOTARY PUBLIC.

429

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 22, 1906

Blanchard Barnes

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

RECORDED & INDEXED
U. S. DEPARTMENT OF THE INTERIOR
BUREAU OF INDIAN AFFAIRS

FILED

JUL 6 1906

RECEIVED

JUN 27 1906

1385

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Beaulah [Here insert name of child], born on the 22 day of July 1904
Name of Father: Robert Barnes a citizen of the Cherokee Nation.
Name of Mother: Sarah Barnes a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Trechman 3779
Postoffice: Gans I

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Sarah Barnes, on oath state that I am 34 years of age and a citizen by Trechman of the Cherokee Nation; that I am the lawful wife of Robert Barnes, who is a citizen, by of the Cherokee Nation; that a Female child was [Male or Female] born to me on 22 day of July 1904; that said child has been named Beaulah and was living March 4, 1906.

Sarah Barnes

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 25 day of June 1906.

J. J. Mcbray
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Jane Bruce, a midwife, on oath state that I attended on Sarah Barnes, wife of Robert Barnes, on the 22 day of July 1904; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Beaulah.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 25 day of June 1906.

J. J. Mcbray
Notary Public.

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1900.

Freely Barnes

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 6 1906

RECEIVED

JUN 27 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Freiley born on the 26 day of Feb 1906
(Here insert name of child)
Name of Father: Robert Barnes a citizen of the U.S. Nation.
Name of Mother: Sarah Barnes a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Freeman 379
Postoffice: Gans I.D.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Sarah Barnes, on oath state that I am 35
years of age and a citizen by freeman, of the Cherokee Nation;
that I am the lawful wife of Robert Barnes, who is a citizen, by
Blood of the U.S. Nation; that a male child was
(Male or Female)
born to me on 26 day of Feb 1906; that said child has been named
Freiley and was living March 4, 1906.

Sarah Barnes

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 25 day of June 1906.

J. J. Mabray
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Charity Love, a midwife, on oath state that I
attended on Sarah Barnes, wife of Robert Barnes,
on the 26 day of Feb 1906; that there was born to her on said date a Male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Freiley

Charity Love
marks

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 25 day of June 1906.

J. J. Mabray
Notary Public.

CHEROKEE FREEDMAN

see 190 *7MB429*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Beaulah Barnes

as a citizen of

Cherokee Nation.

662
Approved JAN 14 1907 190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 21 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 18 1906

1885

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Beaulah Barnes, born on the 22 day of July, 1904.
[Here insert name of child]
Name of Father: Robert Barnes a citizen of the Cherokee Nation.
Name of Mother: Sarah Barnes a citizen of the Cherokee Nation.
Tribal enrollment of father: Card F. R. 419 Tribal enrollment of mother: F. 3779
Postoffice: Gans, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, Sarah Barnes, on oath state that I am 35
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Robert Barnes, who is a citizen, by
adoption of the Cherokee Nation; that a female child was
[Male or Female]
born to me on 22 day of July, 1904; that said child has been named
Beaulah Barnes, and was living March 4, 1906.

Sarah Barnes

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 16 day of July, 1906.

J. J. Mabray

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
District. }

I, Jane Bruce, a midwife, on oath state that I
attended on Sarah Barnes, wife of Robert Barnes,
on the 22 day of July, 1904; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Beaulah Barnes.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 17 day of July, 1906.

J. J. Mabray

Notary Public.

See
CHEROKEE FREEDMAN

100

INS 429

1885
Incl C-4

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 22, 1906.

Freely Barnes

as a citizen of

Cherokee

Nation.

CEH Approved JAN 14 1907 190...


Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 21 1906


COMMISSIONER

RECEIVED

JUL 18 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Freeley Barnes (Here insert name of child) born on the 26th day of February 1906.
Name of Father: Robert Barnes a citizen of the Cherokee Nation.
Name of Mother: Sarah Barnes a citizen of the Cherokee Nation.
Tribal enrollment of father: Card F. R. 419 Tribal enrollment of mother: F. 3779
Postoffice: Gans, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
District.

I, Sarah Barnes, on oath state that I am 35 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Robert Barnes, who is a citizen, by adoption of the Cherokee Nation; that a male child was born to me on 26 day of February, 1906; that said child has been named Freeley Barnes, and was living March 4, 1906.

Sarah Barnes

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 16 day of July, 1906.

J. J. McBray

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
District.

I, Charity Love, a mid wife, on oath state that I attended on Sarah Barnes, wife of Robert Barnes, on the 26 day of February, 1906; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Freeley Barnes.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 16 day of July, 1906.

J. J. McBray

Notary Public.

Cherokee V
N. B. 429

Muskogee, Indian Territory, July 3, 1906.

Sarah Barnes,
Gans, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Beaulah Barnes, born July 22, 1904, and Fessley Barnes, born
February 26, 1906.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
N. B. 429.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 10, 1906.

Sarah Barnes,

Gans, Indian Territory

Dear Madam:

In connection with the applications for the enrollment of your children, Beulah and Freeley Barnes, as Cherokee freedmen, you are advised that in the affidavits as to the birth of said children, the full names of the children are not given.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to have properly executed and return to this office, the full names of said children to appear throughout the affidavits. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,

Incl.C-4
LMC

Commissioner.



Cher Fr M 430

Cher Fr M 430

CHEROKEE FREEDMAN

430

1730

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

James Roy Webber
as a citizen of

Cherokee Nation.

Approved 190.....

Commissioner.

DEPT. OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 6 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 27 1906

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Chester Nation,
 of James Roy Webber born on the 25 day of Nov 1903
(Here insert name of child)
 Name of father: Edmond N. Webber a citizen of the Chester Nation.
 Name of mother: Hallie Webber ne Johnson a citizen of the Chester Nation.
 Tribal enrollment of father Friedman Tribal enrollment of
 mother Friedman 3431
 Postoffice Wines S. T.

AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Hallie Webber on oath state that I am 20
 years of age and a citizen by Friedman of the Chester Nation;
 that I am the lawful wife of Edmond N. Webber who is a citizen, by
Friedman of the Chester Nation; that a Male child was
(Male or Female)
 born to me on 25 day of Nov 1903; that said child has been
 named James Roy Webber, and was living March 4, 1906.
Hallie ne Webber
 mark

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Geo Buckhart
Albert Wood

Subscribed and sworn to before me this 19 day of June 1906.

W. T. Graham
 My Commission Exps 11 mths 1909
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Mandy Williams a Mid wife, on oath state that I
 attended on Hallie Webber wife of Edmond N. Webber
 on the 25 day of Nov 1903; that there was born to her on said
 date a Male child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named James Roy Webber

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Mandy ne Williams
 mark
A. P. Deaver
Henry Cherrell

Subscribed and sworn to before me this 19 day of June 1906.

W. T. Graham
 Notary Public.

My Commission Exps 11 mths 1909

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of
MINOR CHILDAct of Congress Approved
April 26, 1906

Josseline Webber

as a citizen of

Cherokee Nation.

Approved 190

Commissioner.

COMMISSIONER TO THE FEDERAL CIVIL SERVICE

FILED

JUL 6 1906

RECEIVED

JUN 27 1906

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Jessamine Webber born on the 22 day of June 1905 -
(Here insert name of child)
 Name of father: Edmond S. Webber a citizen of the Cherokee Nation.
 Name of mother: Hallie Webber ^{the former} a citizen of the Cherokee Nation.
 Tribal enrollment of father Goodman Tribal enrollment of
 mother Goodman 3431
 Postoffice Winnesboro

AFFIDAVIT OF MOTHER

United States of America, Indian Territory,
Northern District.

I, Hallie Webber on oath state that I am 20
 years of age and a citizen by Goodman of the Cherokee Nation;
 that I am the lawful wife of Edmond S. Webber who is a citizen, by
Goodman of the Cherokee Nation; that a Female child was
(Male or Female)
 born to me on 22 day of June 1905; that said child has been
 named Jessamine Webber, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses.]

Geo. Ruckhart
Albert Ward

Subscribed and sworn to before me this 19 day of June 1906.

W. T. Graham
My Commission Expires 11 Sept 1909 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,
Northern District.

I, Mandy Williams ^{Mid. Wife}, on oath state that I
 attended on Hallie Webber wife of Edmond S. Webber
 on the 22 day of June 1905; that there was born to her on said
 date a Female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Jessamine Webber

WITNESSES TO MARK:

[Must be Two
Witnesses.]

A. O. Deaver
Henry Merrell

Subscribed and sworn to before me this 19 day of June 1906.

W. T. Graham
My Commission Expires 11 Sept 1909 Notary Public.

pc


190 7MB 430

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 22, 1906.

James Roy Hebbert
as a citizen of
Cherokee Nation.

C. E. H.
Approved JAN 1 1907 190...


Commissioner.

MISSIONER TO THE CIVILIZED TRIBES

FILED

AUG 17 1906


COMMISSIONER

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of James Roy Webber, born on the 25 day of November 1903
[Here insert name of child]
 Name of Father: Edward N. Webber a citizen of the Cherokee Nation
 Name of Mother: Hallie M. Webber *nee Johnson* a citizen of the Cherokee Nation
 Tribal enrollment of father Card F. D. 410 Tribal enrollment of mother F. 3431
 Postoffice Wimer, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Hallie M. Webber, on oath state that I am 20
 years of age and a citizen by adoption of the Cherokee Nation;
 that I am the lawful wife of Edward N. Webber, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
[Male or Female]
 born to me on 25 day of November 1903; that said child has been named
James Roy Webber and was living March 4, 1906.

WITNESSES TO MARK:

E. O. Deavers
[Must be Two Witnesses] J. E. Stern

Subscribed and sworn to before me this 24 day of July 1906.

W. J. Graham
 Notary Public.

My com Exp 11 sept 1909

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Mandy Williams, a Mid Wife, on oath state that I
 attended on Hallie M. Webber wife of Edward N. Webber
 on the 25 day of November 1903; that there was born to her on said date a male
[Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named
James Roy Webber

WITNESSES TO MARK:

A. O. Deavers
[Must be Two Witnesses] J. E. Stern

Subscribed and sworn to before me this 24 day of July 1906.

W. J. Graham
 Notary Public.

My com Exp 11 sept 1909

jcc

199 *77B430*

See C-2 1/2

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 28, 1906.

Jessieline Webber
as a citizen of
Cherokee Nation.

554
Approved *JAN 14 1907* 190...

[Signature]
Commissioner.

COMMISSIONER TO THE CIVILIZED TRIBES

FILED

AUG 17 1906

[Signature]
COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Jossieline Webber, born on the 22 day of June, 1905
[Here insert name of child]
Name of Father: Edward N. Webber a citizen of the Cherokee Nation.
Name of Mother: Hallie M. Webber ^{nee Johnson} a citizen of the Cherokee Nation.
Tribal enrollment of father: Card F. D. 410 Tribal enrollment of mother: P. 3681
Postoffice: Wimer, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Koehler District.

I, Hallie M. Webber, on oath state that I am 20
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Edward N. Webber, who is a citizen, by
adoption of the Cherokee Nation; that a female child was
born to me on 22 day of June, 1905; that said child has been named
Jossieline Webber

and was living March 4, 1906.

Hallie M. Webber
m g/c

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

W. T. Eschman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Koehler District.

I, Mandy Williams, Mid. Wife, on oath state that I
attended on Hallie M. Webber, wife of Edward N. Webber,
on the 22 day of June, 1905; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named
Jossieline Webber

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

W. T. Eschman
Notary Public.

6.
DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
CHEROKEE LAND OFFICE, MUSKOGEE, I. T.
JANUARY 21, 1905.

In the matter of the application of Hallie M. Webber nee Johnson, Cherokee Freedman Card No. 1230, approved Roll No. 3431, for selection of land in allotment.

HALLIE M. WEBBER, being first duly sworn, testified as follows:

BY THE COMMISSION:

- Q What is your name? A Hallie M. Webber.
Q How old are you? A Little over 17 years old.
Q What is the name of your father? A Reuben Johnson.
Q What is the name of your mother? A Amanda Johnson.
Q Has you mother married since you were enrolled? A Yes sir.
Q Who did she marry? A A man by the name of George Williams.
Q What is the name of your husband? A Edward N. Webber.
Q Is he a Cherokee freedman? A Yes sir.

The name of Edward N. Webber appears as No. 1 on Cherokee Freedman Card D-410. Decision granting his application as a Cherokee freedman rendered by the Commission to the Five Civilized Tribes July 10, 1903. Record in said case forwarded Department August 17, 1903. Case now pending.

- Q When were you married to Edward N. Webber? A September 20, 1902.
Q Were you married under United States license? A Yes sir.
Q Where was that license obtained? A Vinita.
Q Who married you? A Abram Ward.
Q Is he a Minister of the Gospel? A Yes sir.
Q Where were you married, at what place? A Married at his house on Big Creek.
Q How far from some town? A About 6 miles from Centralia.

-----oOo-----

George H. Lessley, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

George H. Lessley

Subscribed and sworn to before me this 21st day of January, 1905.

M. M. Mowhens
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
CHEROKEE LAND OFFICE, MUSKOGEE, I. T.
JANUARY 21, 1905.

In the matter of the application of Hallie M. Webber nee Johnson, Cherokee Freedman Card No. 1230, approved Roll No. 3431, for selection of land in allotment.

HALLIE M. WEBBER, being first duly sworn, testified as follows:

BY THE COMMISSION:

- Q What is your name? A Hallie M. Webber.
Q How old are you? A Little over 17 years old.
Q What is the name of your father? A Reuben Johnson.
Q What is the name of your mother? A Amanda Johnson.
Q Has your mother married since you were enrolled? A Yes sir.
Q Who did she marry? A A man by the name of George Williams.
Q What is the name of your husband? A Edward N. Webber.
Q Is he a Cherokee freedman? A Yes sir.

The name of Edward N. Webber appears as No. 1 on Cherokee Freedman Card D-410. Decision granting his application as a Cherokee freedman rendered by the Commission to the Five Civilized Tribes July 10, 1903. Record in said case forwarded Department August 17, 1903. Case now pending.

- Q When were you married to Edward N. Webber? A September 20, 1902.
Q Were you married under United States license? A Yes sir.
Q Where was that license obtained? A Vinita.
Q Who married you? A Abram Ward.
Q Is he a Minister of the Gospel? A Yes sir.
Q Where were you married, at what place? A Married at his house on Big Creek.
Q How far from some town? A About 6 miles from Centralia.

-----oOo-----

George H. Lessley, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

George H. Lessley

Subscribed and sworn to before me this 21st day of January 1905.



M. MacArthur
Notary Public.

Cherokee F.
W. B. 430

Muskogee, Indian Territory, July 3, 1906.

Edward M. Webber,
Wimer, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
James Ray Webber, born November 25, 1903, and Jossieline
Webber, born June 22, 1905.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedmen
N.B. 430.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 10, 1906.

Hallie M. Webber,

Wimer,, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Jossieline and James Roy Webber, as Cherokee freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman, under the name of Hallie M. Johnson, and evidence as to your marriage to Edward H. Webber has been furnished. You sign the affidavits as to birth of said children as Hallie Webber.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to properly execute and return to this office, your name to appear throughout the affidavits as Hallie M. Webber. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully

Encl. C-2 1/2
LMC

Commissioner.

Cher Fr M 431

Cher Fr M 431

431

CHEROKEE FREEDMAN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Wellington Peter

as a citizen of

Cherokee

Nation.

Approved..... 190...

Commissioner.

DEPT. OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 6 1906

[Signature]
Commissioner

RECEIVED

JUN 28 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1903.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Wellington Pitts, born on the 5th day of May, 1904.
Name of Father: Henry Pitts a citizen of the United States Nation.
Name of Mother: Lucy Pitts a citizen of the Cherokee Nation.
Tribal enrollment of father: _____ Tribal enrollment of mother: Freeborn 1902
Postoffice: Cherokee I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Lucy Pitts, on oath state that I am 22
years of age and a citizen Freeborn of the Cherokee Nation;
that I am the lawful wife of Henry Pitts, who is a citizen, of
United States of the _____ Nation; that a Male child was
born to me on 5th day of May, 1904, that said child has been named
Wellington Pitts, and was living March 4, 1906.

Lucy Pitts

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 12th day of May, 1906.

J. L. Baugh
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Minie Vance, a Midwife, on oath state that I
attended on Lucy Pitts, wife of Henry Pitts,
on the 5th day of May, 1904, that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Wellington Pitts.

Minie Vance

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 12th day of May, 1906.

J. L. Baugh
Notary Public.

431

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Larissa R. Piles

as a citizen of

Cherokee

Nation.

Approved..... 190...

Commissioner.

RECEIVED
COMMISSIONER OF THE CIVIL SERVICE

FILED

JUL 6 1906

RECEIVED

JUN 28 1906

865

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Louisa R. Pitts, born on the 27 day of July, 1906
(Here insert name of child)
 Name of Father: Harry Pitts, a citizen of the United States Nation.
 Name of Mother: Lusanna Pitts, a citizen of the Cherokee Nation.
 Tribal enrollment of father: _____ Tribal enrollment of mother: Female 1907
 Postoffice: Cherokee I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Lusanna Pitts, on oath state that I am 22
 years of age and a citizen of the Cherokee Nation;
 that I am the lawful wife of Harry Pitts, who is a citizen, of
United States Nation; that a Female child was
(Male or Female)
 born to me on 27th day of July, 1906; that said child has been named
Louisa R. Pitts, and was living March 4, 1906.

Lusanna Pitts

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 17th day of May, 1906.J. L. Baugh
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Miceta Vance, midwife, on oath state that I
 attended on Lusanna Pitts, wife of Harry Pitts,
 on the 27th day of July, 1906; that there was born to her on said date a Female
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Louisa R. Pitts.

Miceta Vance
midwife

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 17th day of May, 1906.J. L. Baugh
Notary Public.

CHEROKEE FREEDMAN

KE *MD 431*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

Wellington Pitts

as a citizen of

Cherokee

Nation.

LEV
Approved: JAN 14 1907 190...

Commissioner.

MISSIONER TOTAL CIVILIAN

FILED

AUG 17 1906

COMMISSIONER

RECEIVED

JUL 24 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Wellington Pitts [Here insert name of child], born on the 5th day of May 1904
Name of Father: Henry Pitts a citizen of the U. S. ~~Nation~~
Name of Mother: Liversa Pitts a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: F. 2902
Postoffice: Chibuteau, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Liversa Pitts on oath state that I am 22
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Henry Pitts, who is a citizen, ~~XX~~
of the United States Nation; that a male child was
[Male or Female]
born to me on 5th day of May 1904; that said child has been named
Wellington Pitts and was living March 4, 1906.

Liversa Pitts

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23rd day of July 1906.

J. L. Baugh
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Minta Egan midwife, on oath state that I
attended on Liversa Pitts wife of Henry Pitts
on the 5th day of May 1904; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Wellington Pitts.

Minta Egan
midwife

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23rd day of July 1906.

J. L. Baugh
Notary Public.

JL
CHEROKEE FREEDMAN

190 *File 431*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

Louisa R. Pitts

as a citizen of

Cherokee

Nation.

EE
Approved. JAN 14 1907 190

[Signature]
Commissioner.

MISSIONER TO THE CHIEF OF BUREAU

FILED

AUG 17 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 24 1906

Ind C-3

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Louisa R. Pitts [Here insert name of child], born on the 27th day of February 1906
Name of Father: Henry Pitts a citizen of the U. S. Nation.
Name of Mother: Luversa Pitts a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: F. 2902
Postoffice: Chouteau, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, Northern District.

I, Luversa Pitts on oath state that I am 22 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Henry Pitts, who is a citizen, ~~XX~~ of the United States; that a female child was born to me on 27th day of February 1906; that said child has been named Louisa R. Pitts and was living March 4, 1906.

Luversa Pitts

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 23rd day of July 1906.

J. L. Baugh
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, Northern District.

I, Minta Vane a midwife, on oath state that I attended on Luversa Pitts wife of Henry Pitts on the 27th day of February 1906; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Louisa R. Pitts.

Minta Vane
mark

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 23rd day of July 1906.

J. L. Baugh
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES,
CHEROKEE LAND OFFICE,
Tahlequah, I. T. September 14, 1904.

In the matter of the application of Jim Vann for the enrollment of himself and children Luversa, Esther, Virgin, George and Lucinda Vann, as Cherokee Freedmen.

SUPPLEMENTAL TESTIMONY:

LUVERSA PITTS, being duly sworn and examined by the Commission, testified as follows:

- Q What is your name? A Luversa Pitts.
Q How old are you? A 20
Q What is your postoffice? A Choteau.
Q You are a freedmen are you? A Yes sir.
Q Have you married since you were enrolled? A Yes sir.
Q What is the name of your husband? A Henry Pitts.
Q Is he a Cherokee Freedmen? A No sir.
Q When were you married? A I was married September 10.
Q In what year? A 1903.
Q A year this September? A Yes sir.
Q Are you and he living together now? A Yes sir.

Clinton W. Myers, being duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he correctly recorded the supplemental testimony in this case and that the foregoing is a true and complete transcript of his stenographic notes taken therein.

Clinton W. Myers

Subscribed and sworn to before
me this the 14 day of September, 1904.

J. L. Delroot
Notary Public.

Cherokee F.

N. B. 431

Muskogee, Indian Territory, July 8, 1906.

Henry Pitts,

Chouteau, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Wellington Pitts, born May 8, 1904, Louisa R. Pitts, born
February 27, 1906.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
N. B. 431.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Maskogee, Indian Territory, July 11, 1906.

Luversa Pitts,

Chouteau, Indian Territory.

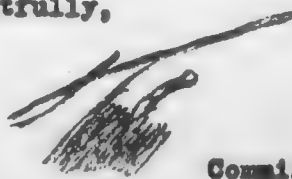
Dear Madam:

In connection with the applications for the enrollment of your children, Louisa R. and Wellington Pitts, as Cherokee freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Luversa Vann, and evidence as to your marriage to Henry Pitts has been furnished. You sign the affidavits as to the birth of said children as Luversia Pitts.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to properly execute and return to this office, your name to appear throughout the affidavits as Luversa Pitts. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,



Commissioner.

Incl. C-3
LMO

Please acknowledge Receipt
Luversa Pitts

Cher Fr M 432

Cher Fr M 432

CHEROKEE FREEDMAN

432

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 23, 1906.

.....Viola M. Finwick.....

as a citizen of

Cherokee Nation.

Approved..... 190...

.....
Commissioner.

Received Jun 23 1906

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,
 ofViola M. Finwick....., born on the 30th day of October.....1904.
(Here insert name of child)
 Name of Father:.....Milton Finwick..... a citizen of the marriage.....Nation.
 Name of Mother:.....Lula May Finwick..... a citizen of the.....Cherokee.....Nation.
 Tribal enrollment of father...not enrolled..... Tribal enrollment of mother...Freedman Roll No.
 Postoffice.....Vera I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern..... District. }

I,Lula May Finwick..... on oath state that I am.....19.....
 years of age and a citizen by...blood..... of the.....Freedman of Cherokee..... Nation;
 that I am the lawful wife of.....Milton Finwick....., who is a citizen, by
 marriage..... of the..... Nation; that a...female...child was
Male or Female
 born to me on...30th... day of...October..... 1904...; that said child has been named
Viola M. Finwick....., and was living March 4, 1906.

Signed...Lula May Finwick.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this...15... day of...June... 1906.

My Commission expires May 9-1910

Eli Carr

Notary Public.

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
 District. }

I,Pearl Clay....., a...Midwife....., on oath state that I
 attended onLula May Finwick....., wife of.....Milton Finwick.....
 on the...30th... day of...October... 1904...; that there was born to her on said date a...female...
Male or Female
 child; that said child was living March 4, 1906, and is said to have been named.....Viola M.....
Finwick.....

Signed...Pearl Clay.....

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this...16... day of...June... 1906.

My Commission Expires May 9-1910

Eli Carr

Notary Public.

SEAL

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Viola M. Finwick as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on June 23, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Viola M. Finwick under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Viola M. Finwick, is the minor child of Milton Finwick and Lula May Finwick, neither of whom can be identified as a regularly enrolled Cherokee freedman, or a person who had an application for enrollment pending April 26, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am, therefore, of the opinion that I am without authority to receive the application for the enrollment of Viola M. Finwick as a Cherokee freedman, and I hereby decline to receive said application.



Commissioner

Dated at Muskogee, Indian Territory,
this FEB 25 1907

Cherokee
N.B. 3415

Muskogee, Indian Territory, June 29, 1906

Seymour Riddle,

Vinita, Indian Territory.

Dear sir,

Receipt is hereby acknowledged of application for the enrollment of Viola M. Finwick, born October 30, 1904. You will be duly advised if any further evidence is necessary in order to complete the enrollment of this child.

Respectfully,

L M B

Commissioner

Cherokee F.W.B. 432.

Muskogee, Indian Territory, July 9, 1906.

Lula May Finwick,

Vera, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Viola M. Finwick, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for your enrollment, your age, the names of your parents, any members of your family with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

EMC

Commissioner.

Muskogee, Indian Territory, January 29, 1907.

SPECIAL.

Seymour Riddle,

Vinita, Indian Territory.

Dear Sir:

On June 23, 1906, there was received by this office affidavits forwarded by you in the matter of the application for the enrollment as a minor citizen of the Cherokee Nation of Viola M. Finwick, born October 30, 1904, a child of Lula May Finwick, said to be a Cherokee freedman, and Milton Finwick, whose post office is given as Vera, Indian Territory.

From the information given this office is unable to identify Lula May Finwick as a Cherokee Freedman, or as an applicant for enrollment as such. She has been requested to furnish such information as would lead to her identification, but has made no response.

The Act of Congress approved April 26, 1906, provides that after March 4, 1907, the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation, and in order to complete the enrollment of this child you are requested to, if possible, inform this office as to when, where and under what name application was made for the enrollment of Lula May Finwick, the names of her parents or other members of her family, or such other information as will enable this office to identify her upon its records. You are further requested to notify Lula May Finwick that it will be

necessary that she forward to this office immediately either the original or a certified copy of her marriage license and certificate, or, if she is unable to produce documentary evidence of marriage, to appear before the Commissioner and introduce the testimony of at least two reliable witnesses who have actual knowledge of her marriage.

This matter is important and demands immediate attention.

Respectfully,

Commissioner.

LMB

Cherokee Freedmen
NB 432

Muskogee, Indian Territory, January 29, 1907.

SPECIAL.

Lula May Finwick,

Vera, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Viola M. Finwick, as a minor citizen of the Cherokee Nation, you are advised that this office is unable to identify you upon its records as a Cherokee freedman or as an applicant for enrollment as such. In order to complete the enrollment of your said child, you are directed to notify this office at once, when, where and under what name application was made for your enrollment, the names of your parents or other members of your family, or any other information which will lead to your identification.

You are further directed to forward to this office either the original or a certified copy of your marriage license and certificate, or if you are unable to introduce documentary evidence as to your marriage, to appear before the Commissioner at Muskogee, Indian Territory and introduce the testimony of at least two reliable witnesses who have actual knowledge of your marriage and the birth and parentage of your child.

The Act of Congress approved April 26, 1906, provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee

--2

Nation after March 4, 1907.

This matter therefore, requires your immediate attention.

Respectfully,

L.M.B.

Commissioner.

Cherokee F.
N.B.453

Muskagee, Indian Territory, February 25, 1907.

Milton Finwick,

Vera, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, refusing to receive or consider the application for the enrollment of your child, Viola M. Finwick, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl.H-78
JMH

Register.

Commissioner.

Cherokee F.
H.B.432

Muskogee, Indian Territory, February 25, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, refusing to receive or consider the application for the enrollment of Viola M. Finwick as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl.H-79
JMH

Commissioner.

Muskogee, Indian Territory, February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. 137), of Viola M. Finwick as a Cherokee freedman, together with the decision of the Commissioner, dated February 25, 1907, refusing to receive or consider said application.

Respectfully,

Encl. H-80
JMH

Commissioner.

Through the Commissioner
of Indian Affairs.

(COPY)

Land -
20442-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

March 1, 1907.

The Honorable,

The secretary of the Interior.

gir:

There is forwarded herewith report of commissioner Pixby, dated february 25, 1907, relative to the application for the enrollment of Viola M. Finick, as a Cherokee freedman, together with the decision of the commissioner, of february 25, 1907, refusing to receive the application.

The Office has examined the record in this case and finds the conclusions of the commissioner to be correct.

His decision denying the application is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJW:LM

I.P.
V.L.L.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I.P.
D.G. 13249-1907.

I.P.D.
7042, 7044, 7046, 7052, 7060,
7074, 7078, 7080, 7082, 7086,
7092, 7094, 7096, 7108, 7120,
7146, 7150, 7154, 7164, 7166,
7168, 7170, 7172, 7180, 7202,
7204, 7206, 7210, 7212, 7220,
7242, 7250, 7254, 7264, 7274,
7276, 7278, 7280, 7284, 7286,
7290, 7300, 7302, 7304, 7306,
7308, 7312, 7314, 7346, 7350,
7352, 7354, 7356, 7360, 7362,
7384, 7390, 7404, 7420, 7424,
7426, 7428, 7440, 7462, 7484,
7502, 7504, 7508, 7510, 7512,
7516, 7518, 7520, 7522, 7524,
7526, 7530, 7532, 7534, 7538,
7540, 7542, 7544, 7562, 7588,
7606, 7612, 7616, 7622, 7630,
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskegee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship
cases, adverse to the applicants, are hereby affirmed. Copies
of Indian Office letters, submitting your reports and recom-
mending that the decisions be affirmed, are enclosed.
Date of your
letter of transmittal.

Title of Case:
John Wesley Freeman (freedman),
Harry E. Curry, et al.,
Stephen Baldrige (freedman),
Thomas Bell (freedman),
Martha J. Burgess (intermarriage),

February 1, 1907.
February 23, 1907.
February 13, 1907.
February 18, 1907.
February 22, 1907.

Moses Carter (freedman),	February 1, 1907.
Marahel L. Hyde (by blood),	February 21, 1907.
John W. Goss (intermarriage),	February 21, 1907.
William S. Hitchens (intermarriage),	February 25, 1907.
Mattie Mackey (freedman),	February 23, 1907.
William C. Smith (by blood),	February 21, 1907.
Roy Drum (by blood),	February 27, 1907.
Leneta Johnson, et al. (by blood),	February 23, 1907.
Cynthia A. Fields, (intermarriage),	February 23, 1907.
Nathaniel Wickliff, (freedman),	February 16, 1907.
Herbert K. Hyde (by blood),	February 20, 1907.
Mollie Hurst (intermarriage),	February 23, 1907.
Mollie C. Collins (intermarriage),	February 23, 1907.
Amanda Brackett (intermarriage),	February 23, 1907.
Fatima Keys (intermarriage),	February 23, 1907.
Levi P. Isbell (intermarriage),	February 20, 1907.
Annie C. Butler (intermarriage),	February 23, 1907.
James R. Divin (intermarriage),	February 14, 1907.
Laura Ross (freedman),	February 23, 1907.
Willie Joanna Lowe, et al. (freedman)	February 23, 1907.
William T. Teague (by blood),	February 20, 1907.
Theodore Jones (freedman),	February 25, 1907.
Viola M. Finwick (freedman),	February 25, 1907.
Wiley Polston, et al., (freedman),	February 23, 1907.
Pansy Grimmett (freedman),	February 21, 1907.
Alice Harman (intermarriage),	February 23, 1907.
Betty McLaughlin (by blood),	January 17, 1907.
Loran Alfred Levett (by blood),	February 15, 1907.
Mandle Skaggs (by blood),	February 15, 1907.
Robert Walker (freedman),	February 14, 1907.
Edward B. Frayser (intermarriage),	February 16, 1907.
Daniel Sitzer, et al., (by blood),	February 14, 1907.
Olla May Mitchell (by blood),	February 16, 1907.
Felix F. Witt (intermarriage),	February 19, 1907.
Preston G. Browning (intermarriage),	February 23, 1907.
Harrison Cecil Smith, et al., (by blood),	February 16, 1907.
Lilly Irene True, et al., (by blood),	February 25, 1907.
Alberta Sanders, et al., (freedman),	February 25, 1907.
Samuel Sanders (freedman),	February 21, 1907.
Peggie Bearpas (by blood),	February 25, 1907.
Lawrence Graves (freedman),	February 26, 1907.
James Beck (freedman),	February 25, 1907.
J. Lillian Pruett, et al. (by blood),	February 23, 1907.
Charles W. Trent (intermarriage),	February 25, 1907.
John Greece (by blood),	February 25, 1907.
Bessie Landrum, et al. (freedman),	February 26, 1907.
David Monroe Moscoe (freedman),	February 25, 1907.
Rosa S. Whitaker (intermarriage),	February 25, 1907.

Reeseburn Wright (freedman),	February 14, 1907.
Leonard King, et al. (by blood),	February 14, 1907.
Robertta Vann (freedman),	February 14, 1907.
Thomas Leroy Loyd (freedman),	February 14, 1907.
Jesse O. Holland, et al. (by blood),	February 22, 1907.
Sarah A. Trent (intermarriage),	February 26, 1907.
J. D. Amsey, et al. (by blood)	February 26, 1907.
Carulver Vestal (freedman),	February 26, 1907.
Lissie H. Langley (intermarriage),	February 26, 1907.
Charles Goldie Hall, et al. (by blood)	February 26, 1907.
Myrtle Adams (freedman),	February 26, 1907.
Annie Serescheoul (as citizens), et al.	February 26, 1907.
Ruby Miller (by blood),	February 26, 1907.
Clarence Jones, et al., (freedman),	February 26, 1907.
John H. Ellis (intermarriage),	February 26, 1907.
Leroy Shields (freedman),	February 16, 1907.
Edmond Durant, et al. (freedmen),	February 23, 1907.
Jane Crittenden (intermarriage),	February 20, 1907.
Jesse Bell (freedman),	February 23, 1907.
Elizabeth C. Leach (intermarriage),	February 23, 1907.
Klaid Mabel Barritt (by blood),	February 1, 1907.
Klisa Rolston (intermarriage)	February 7, 1907.
Tom Hayes Vann (freedman),	February 18, 1907.
Willie Lee Hanks, et al. (freedman),	February 18, 1907.
Julia J. Wilkerson (by blood),	February 21, 1907.
Blanch Bane, et al. (by blood),	February 23, 1907.
Martha W. Morgan (intermarriage),	February 21, 1907.
Edker Williams (by blood),	February 21, 1907.
Doc Herren England (by blood),	February 21, 1907.
Mildred Teague (by blood),	February 18, 1907.
Odell Foster (freedman),	February 23, 1907.
Willie Colbert (freedman),	February 21, 1907.
Arthur D. Jackson (by blood),	February 21, 1907.
Klisa J. Huston (intermarriage),	February 23, 1907.
Ottorein Allen (freedman),	February 18, 1907.
Viola Martin (freedman),	February 18, 1907.
Archie Taylor (freedman),	February 18, 1907.
Joseph N. Thompson (intermarriage),	February 23, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and
132 enclosures to Ind. Of.
with copy hereof.

Cherokee P.
H.B. 432

Muskogee, Indian Territory, March 30, 1907.

Milton Finwick,

Vera, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your child, Viola M. Finwick, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. H-36
JMH

Geo. D. Rodgers.
Acting Commissioner.

Cherokee F.N.B.
355

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Insl.P-4-60
WMP

Acting Commissioner.

Chen Fr M 433

5

Chen Fr M 433

433
X#954
CHEROKEE FREEDMAN.

189

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Emmett Barker

as a citizen of

CHEROKEE

Nation.

968
Approved. JAN 14 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

MAY 28 1906

COMMISSIONER

RECEIVED

MAY 28 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,
of Emmett Barker born on the 13 day of December, 1905
(Here insert name of child)
Name of Father: William H. Barker a citizen of the U. S. Nation.
Name of Mother: Lucie Barker a citizen of the CHEROKEE Nation.
Tribal enrollment of father..... Tribal enrollment of mother F 2301
Postoffice Vienna, D. C.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Lucie Barker, on oath state that I am 30
years of age and a citizen by Adoption, of the CHEROKEE Nation;
that I am the lawful wife of William H. Barker, who is a citizen, by
of the U. S. Nation; that a male child was
(Male or Female)
born to me on 13 day of December, 1905; that said child has been named
Emmett Barker, and was living March 4, 1906.

Lucie Barker

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 17 day of May, 1906.

John Israel
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, A. J. Jordan, a Physician, on oath state that I
attended on Lucie Barker, wife of William H. Barker,
on the 13 day of December, 1905; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Emmett
Barker.

A. J. Jordan M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 17th day of May, 1906.

John Israel
Notary Public.

Cher Fr M 434

Cher Fr M 434

434
CHEROKEE FREEDMAN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Bertha Jackson.....

as a citizen of

Cherokee..... Nation.

Approved..... 190...

Commissioner.

RECEIVED TO THE FIVE CIVILIZED TRIBES

FILED

JUL 6 1906

COMMISSIONER

RECEIVED

JUN 28 1906

CR

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Bertha Jackson born on the 28 day of August, 1902
(Here insert name of child)
Name of Father: H. S. Jackson a citizen of the Cherokee Nation.
Name of Mother: Ellen (Keys) Jackson a citizen of the Cherokee Nation.
Tribal enrollment of father: Non-Citizen Tribal enrollment of mother: Ellen Keys
Postoffice: Porter, I. T. Cherokee

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Ellen (Keys) Jackson, on oath state that I am Twenty six
years of age and a citizen by Birth of the Cherokee Nation;
that I am the lawful wife of H. S. Jackson, who is a citizen
Non-Citizen of the Cherokee Nation; that a female child was
born to me on 28th day of August, 1902; that said child has been named
Bertha Jackson and was living March 4, 1906.

Ellen (Keys) Jackson
her mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Ben Garrett
David Chaney

Subscribed and sworn to before me this 23rd day of June, 1906.

My Com Exprs 7/20/909 Orlando U. Holdeman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Louisa Drew, a midwife, on oath state that I
attended on Ellen (Keys) Jackson wife of H. S. Jackson
on the 28th day of August, 1902; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named Bertha Jackson

Louisa Drew
her mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Ben Garrett
David Chaney

Subscribed and sworn to before me this 23rd day of June, 1906.

My Com Exprs 7/20/909 Orlando U. Holdeman
Notary Public.

JCC

... 7203434

Inc. HJ-742

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Bertha Jackson

as a citizen of

Cherokee

Nation.

LEH

Approved. JAN 14 1907 190...

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 17 1906

COMMISSIONER

RECEIVED

AUG 9 - 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Bertha Jackson born on the 26th day of August 1902
(Here insert name of child)
Name of Father: Dick Anderson a citizen of the United States ~~Nation~~.
Name of Mother: Ellen Jackson a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Freedman 3191.
Postoffice: Porter, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Ellen Jackson, on oath state that I am 26
years of age and a citizen by adoption of the Cherokee Nation;
was the unlawful Dick Anderson
that I ~~was~~ wife of who is a citizen, by
..... of the United States Nation; that a female child was
(Male or Female)
born to me on 26th day of August 1902 that said child has been named
Bertha Jackson and was living March 4, 1906.

Ellen X Jackson
mark

WITNESSES TO MARK:

[Must be Two Witnesses] E. E. Holdeman
R. R. Persells

Subscribed and sworn to before me this 8th day of August 1906.

Orlando U. Holdeman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Louisa Drew, a mid-wife, on oath state that I
attended on Ellen Jackson unlawful wife of Dick Anderson
on the 26th day of August 1902; that there was born to her on said date a female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Bertha Jackson.

Louisa X Drew
mark

WITNESSES TO MARK:

[Must be Two Witnesses] E. E. Holdeman
R. R. Persells

Subscribed and sworn to before me this 8th day of August 1906.

Orlando U. Holdeman
Notary Public.

May Com. Expires 7/20/1909

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Charlie Jackson

as a citizen of

Cherokee Nation.

Approved..... 190.....

Commissioner.

FILED

JUL 6 1906

RECEIVED

JUN 28 1906

652

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Charlie Jackson born on the 25th day of July, 1904.
[Here insert name of child]
Name of Father: H. S. Jackson a citizen of the Cherokee Nation.
Name of Mother: Ellen (Keys) Jackson a citizen of the Cherokee Nation.
Tribal enrollment of father: non-Citizen Tribal enrollment of mother: Cherokee
Postoffice: Porter, I. T. Ellen Hys {3191

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western Judicial District.

I, Ellen (Keys) Jackson, on oath state that I am Twenty Six
years of age and a citizen by Birth of the Cherokee Nation;
that I am the lawful wife of H. S. Jackson, who is a citizen by
non-Citizen of the Cherokee Nation; that a male child was
born to me on 25th day of July, 1904; that said child has been named
Charlie Jackson and was living March 4, 1906.
Ellen (Keys) Jackson mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Ben Garrett
David Cheney
Subscribed and sworn to before me this 23rd day of June, 1906.

my Com Expires July 20/1909 Orlando U. Holdeman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western Judicial District.

I, Louisa Drew, a mid-wife, on oath state that I
attended on Ellen (Keys) Jackson, wife of H. S. Jackson,
on the 25th day of July, 1904; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named Charlie Jackson.
Louisa Drew mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Ben Garrett
David Cheney
Subscribed and sworn to before me this 23rd day of June, 1906.

my Com Ex 7/20/1909 Orlando U. Holdeman
Notary Public.

100

7713434

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Charlie Jackson

as a citizen of

C. Kurokee

Nation.

6674
Approved

190...

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 17 1906

COMMISSIONER

RECEIVED

AUG 9 - 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Charlie Jackson, born on the 25th day of July, 1904,
[Here insert name of child]
Name of Father: K. S. Jackson a citizen of the United States ~~NAK~~
Name of Mother: Ellen Jackson a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother F.R.# 3191

Postoffice Porter, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Ellen Jackson, on oath state that I am 26
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of K. S. Jackson, who is a citizen, ~~NAK~~
of the United States ~~NAK~~ that a male child was
[Male or Female]
born to me on 25th day of July, 1904; that said child has been named
Charlie Jackson and was living March 4, 1906.

Ellen Jackson
mark

WITNESSES TO MARK:

C. E. Holdeman
[Must be Two Witnesses] { W. R. Persell

Subscribed and sworn to before me this 8th day of August, 1906.

any Com. Expires 7/20/1909

Orlando U. Holdeman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Louisa Drew, mid-wife, on oath state that I
attended on Ellen Jackson, wife of K. S. Jackson
on the 25th day of July, 1904; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Charlie Jackson.

Louisa Drew
mark

WITNESSES TO MARK:

C. E. Holdeman
[Must be Two Witnesses] { W. R. Persell

Subscribed and sworn to before me this 8th day of August, 1906.

any Com. Expires 7/20/1909

Orlando U. Holdeman
Notary Public.

CHEROKEE FREEDMAN

434

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 29, 1906.

Tom Jackson

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPT. OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 6 1906

RECEIVED

JUN 28 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Pom Jackson born on the 7th day of February 1906
(Here insert name of child)
Name of Father: H. S. Jackson non citizen of the Cherokee Nation.
Name of Mother: Ellen (Keys) Jackson a citizen of the Cherokee Nation.
Tribal enrollment of father: non-citizen Tribal enrollment of mother: Cherokee
Postoffice: Porter, I. T. Ellen Keys (B191)

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Ellen (Keys) Jackson on oath state that I am Twenty Six
years of age and a citizen by Birth of the Cherokee Nation;
that I am the lawful wife of H. S. Jackson, who is a citizen
non-citizen of the Cherokee Nation; that a male child was
(Male or Female)
born to me on 7th day of February 1906; that said child has been named
Pom Jackson
and was living March 4, 1906.

Ellen (Keys) Jackson
her mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Ben B. Arritt
David Chaney

Subscribed and sworn to before me this 23rd day of June 1906.

My Com Expro 7/20/1909 Orlando U. Holdeman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western Judicial District.

I, Louisa Drew a mid-wife, on oath state that I
attended on Ellen (Keys) Jackson wife of H. S. Jackson
on the 7th day of February 1906; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Pom Jackson

Louisa Drew
her mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Ben Garrett
David Chaney

Subscribed and sworn to before me this 23rd day of June 1906.

My Com Expro 7/20/1909 Orlando U. Holdeman
Notary Public.

See

... 7703434

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

Tom Jackson

as a citizen of

Cherokee Nation.

C. E. H. Approved. JAN 18 1907 190...

[Signature]
Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

AUG 17 1906

[Signature]
Commissioner

RECEIVED

AUG 9 - 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Tom Jackson, born on the 7th day of February, 1906.
[Here insert name of child]
Name of Father: K. S. Jackson, a citizen of the United States
Name of Mother: Ellen Jackson, a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother Freedman # 3191
Postoffice Porter, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Western Judicial District.

I, Ellen Jackson, on oath state that I am 26
years of age and a citizen by adoption, of the Cherokee Nation;
that I am the lawful wife of K. S. Jackson, who is a citizen, by
....., of the United States; that a male child was
[Male or Female]
born to me on 7th day of February, 1906; that said child has been named
Tom Jackson and was living March 4, 1906.

Ellen Jackson
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

C. E. Holdeman
W. R. Perrell
Subscribed and sworn to before me this 8th day of August, 1906.

any Com. Expires July 20/1909 Orlando U. Holdeman
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western Judicial District.

I, Louisa Drew, a mid-wife, on oath state that I
attended on Ellen Jackson, wife of K. S. Jackson
on the 7th day of February, 1906; that there was born to her on said date a female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named Tom Jackson.

Louisa Drew
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

C. E. Holdeman
W. R. Perrell
Subscribed and sworn to before me this 8th day of August, 1906.

any Com. Expires 7/20/1909 Orlando U. Holdeman
Notary Public.

7713434

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 25 1906


COMMISSIONER

CERTIFICATE OF RECORD.

United States of America, }
INDIAN TERRITORY, } ss.
Western District.

I, ROBERT P. HARRISON, Clerk of the United States Court in the Western District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 4 day of October 1905, at 5 M, and duly recorded in Book S, Marriage Record, Page 584.

WITNESS my hand and seal of said Court at Muskogee, in said Territory this 4 of October, A. D. 1905.

By John Garland, Deputy. R. P. Harrison, Clerk.

7713434

DEPARTMENT OF THE INTERIOR
COMMISSIONER OF THE BUREAU OF CIVILIAN AFFAIRS

FILED

JUL 25 1906

COMMISSIONER

MARRIAGE LICENSE.

United States of America,

INDIAN TERRITORY,
Western District.

ss.

No. 613

To Any Person Authorized by Law to Solemnize Marriage---Greeting:

You are Hereby Commanded to Solemnize the Rite and Publish
the Banns of Matrimony between Mr. Wing S. Jackson
of Porter, in the Indian Territory, aged 24 years,
and Miss Ellen Keys, of Porter, in
the Indian Territory, aged 21 years, according to law, and do you officially sign and return
this License to the parties therein named.

WITNESS my hand and official seal at Wagoner, Indian Territory, this 27th day
of September, A. D. 1905.

By H. H. Houser

Deputy.

R. O. Harrison
Clerk of the U. S. Court.

CERTIFICATE OF MARRIAGE.

United States of America,

INDIAN TERRITORY,
Western District.

ss.

I, Rev. H. Rucker, a Minister of the Gospel,
DO HEREBY CERTIFY, that on the 27 day of September, A. D. 1905,
did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish
the Banns of Matrimony between the parties therein named.

WITNESS my hand this 27 day of September, A. D. 1905.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Western District.

Book 39, Page 39.

Rev. H. Rucker
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Western District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the amount of One Hundred Dollars (\$100.00).

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, INDIAN TERRITORY.
FEBRUARY 5, 1907.

In the matter of the application for the enrollment of Bertha Anderson, as a Creek Freedman, and in the matter of the application for the enrollment of Bertha Jackson, as a Cherokee, Freedman.

DICK ANDERSON, being first duly sworn by W. S. Pitts, a Notary Public, testified as follows, to-wit:

Questions by Commissioner:

- Q: What is your name? A: My name is Dick Anderson.
Q: How old are you? A: I am about 26 or 27.
Q: What is your postoffice? A: Tallehassa.
Q: Are you a citizen of any tribe in Indian Territory?
A: I am a citizen of the Creek Nation.
Q: A Creek freedman? A: Yes sir.
Q: Are you married? A: Yes sir.
Q: What is the name of your present wife? A: Nora Anderson.
Q: Is she a citizen of the Creek Nation? A: No sir, she is a state woman.
Q: Were you ever married before you married Nora? A: No sir.
Q: Have you had any children born to you and any other woman besides Nora? A: Yes sir.
Q: What is the name of the child or children?
A: Bertha is the only one.
Q: Is she the only one? A: Yes sir, I am sure of it.
Q: Do you recognize the child you refer to as Bertha as being your child? A: Yes sir.
Q: What is the name of her mother? A: Ellen Hawkins.
Q: Is that her name now? A: No sir, it is Ellen Jackson.
Q: Is she a citizen of any tribe in the Indian Territory?
A: She claims to be a citizen of the Cherokee Nation.
Q: Do you know the name of her father? A: Rat Hawkins.
Q: What is the name of her mother? A: Eliza Drew or Eliza Keys.
Q: By what name is this child Bertha known? A: By Bertha Anderson.
Q: Do you know whether she is known by any other name?
A: No sir. I don't know as she is known by any other name or not.
(The mother of this child Bertha, is duly identified as an enrolled Cherokee freedman and listed on Cherokee Freedman field Card number 652 and her name appears on a

partial roll of Cherokee freedmen opposite number 319.

- Q. The records of this office show that on March 15, 1905, an application was made for the enrollment of Bertha Anderson as a Creek freedman, the alleged child of yourself and Ellen Jackson, is that the child about whom you are testifying? A: Yes sir.
- Q. You appeared before the Commissioner to the Five Civilized Tribes on November 3, 1905, and gave testimony in the matter of the application, in which you alleged that it was your child by Ellen Hawkins, supposed to be a citizen of the Cherokee Nation, is that correct? A: Yes sir.
- Q. The records further show that on June 28, 1906, an application was received, in affidavit form, for the enrollment of a child, Bertha Jackson, alleged to be a child of K. S. Jackson, a non citizen of the Cherokee Nation and Ellen (Keys) Jackson, a citizen of the Cherokee Nation?
- A: When was that given, did you say?
- Q. This application is made for the enrollment of this child under the name of Bertha Jackson, as a citizen of the Cherokee Nation, is that the same identical child for which application was made as a citizen of the Creek Nation, under the name of Bertha Anderson? A: Yes, I guess so. When was this affidavit given?
- Q. The affidavit as to the birth of the child was executed by Ellen (Keys) Jackson on June 23, 1906. This is an application made for the enrollment of the child as a citizen of the Cherokee Nation---do you know whether this is the same child?
- A: What is its name?
- Q. Its name is given in the last application as Bertha Jackson. Is that the same child as is referred to on that paper there? A: Yes, that is the only one that I know of---it is a girl, ain't it?
- Q. When was Bertha born? A: It was born in August.
- Q. Of what year? A: I think of 1902.
- Q. Is the child living now? A: Yes sir.
- Q. Has Ellen, the mother of this child since married---is she married now? A: Yes sir.
- Q. What is the name of her husband? A: Sol Jackson.
- Q. Do you know his full name? A: Yes sir.
- Q. What is it? A: Sol Jackson.
- Q. Is that all his name? A: Yes that is all his name. He worked for me when I first came to this country.
- Q. Do you know whether he is the man who appears here in this affidavit in making application for the enrollment of this child as a citizen of the Cherokee Nation, who has signed his name as K. S. Jackson? A: Yes sir, I think that is the way he signs his name.
- Q. As K. S. Jackson? A: Yes, I think that is the way he signs his name, but I don't know when he made application or nothing like that.
- Q. In the affidavit of Ellen Jackson, in the matter of the application for the enrollment of this child as a citizen of the Creek Nation, she gave the date of its birth as August 25, 1902, which is also the date of the birth of this child given in the matter of the application for its enrollment as a citizen of the Cherokee Nation, so then it must be the same child? A: Yes, it is the same child.

- Q: You are a Creek freedman and the mother of this child is a Cherokee freedman? A: Yes sir.
- Q: In which Nation is it desired to have this child enrolled?
- A: In which Nation?
- Q: Yes. A: Why when I first made it we desired to let the child go through in the Creek Nation.
- Q: Was that before the act was passed authorizing the enrollment of this child as a citizen of the Cherokee Nation?
- A: Yes sir.
- Q: In which Nation is it now desired to have this child enrolled? A: I don't know what the mother of the child thinks about it. I would rather have it enrolled in the Creek Nation, if I could.
- Q: With whom does this child live now? A: It lives with its mother.
- Q: Where does she live? A: She lives about 4 miles from me.
- Q: Is that in the Creek Nation? A: Yes sir.
- Q: What is her post-office? A: I think it is Porter.
- Q: That is your post-office also, is it? A: Mine is Tallahassee.
- Q: Have you contributed anything towards the support of this child? A: Yes sir, I have.
- Q: Have you helped support it? A: Yes sir, some, I gave it money and bought it clothes.
- Q: It would appear that if you are a duly enrolled Creek freedman and you are the father of this child, that it is entitled to enrollment as a citizen of the Creek Nation. It also appears that if it is the child of this Ellen Keys, a duly enrolled Cherokee freedman it would be entitled to enrollment as a citizen of the Cherokee Nation, but under the law, this child can only be enrolled and receive its allotment of land in one Nation---we want now to know in which Nation it is desired to have this child enrolled? It appears that application was made for it in both Nations and now we will have to determine in which Nation it is entitled to be enrolled. In which Nation do you want it to be enrolled? A: I want it enrolled in the Creek Nation---it gets more land there, don't it?
- A: I can't tell you now to try to influence you one way or the other.
- A: What do you want to know now? A:
- Q: We want to know in which Nation this child wants to be enrolled.
- A: Well you ought to know more about that whether it is to go with the father or the mother, I don't know much about that.
- Q: Which do you want it to go with? Do you want it to be enrolled as a Cherokee or in the Creek Nation?
- A: It don't make any difference with me about that.
- Q: We sent you a telegram to appear in connection with this child's enrollment, did you get the telegram?
- A: Yes sir, I got it.
- Q: That is the reason you appeared here today? A: Yes sir.
- Q: On the same day we sent you a telegram we sent a telegram to the mother of this child at Porter for her to appear and give testimony---do you know why she is not here?
- A: No sir, I don't.
- Q: Have you seen her since you got the telegram? A: No sir I haven't seen her.
- Q: Could you get her in here to testify in regard to this child?
- A: Why yes, I can get her here I guess.

- Q: Are you and she on friendly terms now? A: Yes sir.
- Q: Do you want to see her and talk with her in regard to which Nation this child wants to be enrolled in?
- A: Yes, I would like to see her and talk to her, and of course it is all right with me in which Nation it is enrolled as far as that is concerned.
- Q: Could you see her and talk with her and get her to appear here, both you and her and give testimony?
- A: Yes sir.
- Q: Could you do it at once? A: Yes, if she ain't sick or nothing. If she got a telegram it looks like she might have come.
- Q: Now the law provides that the roll of citizens of the tribes shall be completed by March 4, 1907, that is less than a month from now and in order for this child to be enrolled under the present law you will have to come in here in sufficient time for the Department to enroll it--- you have got to see to this and you should attend to this matter at once. A: Yes sir.
- Q: Could you get her here tomorrow? A: I ain't sure about tomorrow, but I will bring her the next day if I can't get her here tomorrow.
- Q: Now do you know whether she has some children younger than Bertha? A: Yes sir.
- Q: Do you know their names? A: Yes, I know one of their names.
- Q: What is its name? A: Charley.
- Q: Has she a younger one than that? A: She had one I think but it is dead.
- Q: Do you know its name? A: No sir, I don't know its name.
- Q: Do you know how long ago it died? A: Yes, this last gone summer I believe.
- Q: Do you know when the child was born? A: No sir, I don't remember just what time it was born.
- (Application has been made for the enrollment of two other children of Ellen Jackson, named Charley and Tom Jackson they are given as the children of K. S. Jackson, and she has applied for them as citizens of the Cherokee Nation.
- Q: What is the name of your father. A: My father's name is Nero Anderson. Or Nero Drew.
- Q: What is the name of your mother? A: Alice Anderson or Alice Drew.
- Q: What is the name of your oldest sister? A: Mollie Fife.
- Q: What is the name of the next one? A: Lizzie Glover used to be.
- Q: What is the name of the next one? A: Lena.
- Q: Have you a brother named Tobe? A: Yes sir, Tobe.

Witness is identified on Creek Freedman roll, field number 582, his name appears on a partial roll of Creek Freedmen opposite number 2303.

Copies of this testimony will be filed in Creek Freedman New Born case number 225 and in Cherokee freedmen new born case number 434.

This is all the evidence given in said cause on said date.

Julia C. Laval, being first duly sworn, on her oath states that as Stenographer to the Commissioner to the Five Civilized Tribes she reported the proceedings had in the above entitled case on February 5, 1907 and that the above and foregoing is a true and complete transcript of her stenographic notes as taken by her in said cause on said date.

Julia C. Laval

Subscribed and sworn to before me
this 5 day of February, 1907.

Edward Merrick
Notary Public.

Cr.En. 225.
Cher.En. 434.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, INDIAN TERRITORY.
FEBRUARY 6, 1907.

In the matter of the application for the enrollment of Bertha Anderson, as a Creek freedman and in the matter of the application for the enrollment of Bertha Jackson as a Cherokee freedman.

ELLEN JACKSON, being first duly sworn by Henry G. Hains, a Notary Public, testified as follows:

Questions by Commissioner:

- Q: What is your name? A: Ellen Jackson.
- Q: How old are you? A: I don't know, I think I am about 26 or 27, I guess. I am away back in my age.
- Q: What is your post-office? A: Porter.
- Q: Are you a Cherokee freedman? A: Yes sir.
- Q: What is the name of your father? A: My father he is a Hawkins.---Rap Hawkins.
- Q: What is the name of your mother? A: Eliza Drew. She is down on the roll as Keys I guess, that is her old name.
- Q: Have you some children? A: Yes sir.
- Q: Give their names? A: Bertha Anderson and Charley Jackson Tom Jackson.
- Q: What is the name of your oldest child? A: Bertha Jackson.
- Q: Have you any children older than she? A: Yes sir.
- Q: What is its name? A: Hattie Niles, it is on the roll.
- Q: What is the name of the father of your child Bertha? A: Dick Anderson.
- Q: Is he the Dick Anderson who appeared here a day or two ago and testified in this case? A: Yes I guess so, he said he would be here.
- Q: An application was received on June 28, 1906 for the enrollment of a child named Bertha Jackson and in the affidavit as to its birth the name of its father is given as K. S. Jackson? A: Yes, I had a lawyer fix it up at Porter, they were sent to him---the affidavits were and he was to fix them up over at Porter and he put the name down wrong, it ought to have been Bertha Jackson, the daughter of Dick Anderson but he didn't put it down that way.
- Q: What is this child's correct name? A: Anderson.
- Q: Bertha Anderson? A: Yes sir.
- Q: When was it born? A: It was born August 26, 1902.
- Q: It appears from the records in this case that the alleged father of the child, Dick Anderson is enrolled as a Creek freedman and that you are enrolled as a Cherokee Freedman?
- A: That was my business here today to see about it, but I want it enrolled in the Cherokee side, he wants it enrolled on

- the Creek side and I don't want them scatte red apart.
- Q: You want your child enrolled then in the Cherokee Nation with you? A: Yes sir.
- Q: Have you always had this child in your custody? A: Yes sir
- Q: Has the father of this child ever contributed anything towards its support? A: A little but not to amount to anything.
- Q: If the child should be found to be entitled to enrollment in both the Cherokee and Creek Nation, in which Nation would you want it enrolled? A: I want it enrolled in the Cherokee Nation.

DICK ANDERSON, being asked the following questions, answers as follows:

By Commissioner:

- Q: What is your name? A: Dick Anderson.
- Q: Are you the Dick Anderson who testified a day or so ago in this case? A: Yes sir.
- Q: You stated in your former testimony that you would consult with the mother of this child and say in which Nation she wanted it enrolled---now in what Nation do you want the child enrolled after you have talked with its mother?
- A: Why I want it enrolled in the Creek Nation, and she wants it enrolled in the Cherokee Nation.

Ellen Jackson, being asked the following questions, deposes as follows:

Remark by witness:

If it don't be enrolled with me it ain't no use to enrolling it with anyone.

DICK ANDERSON, being asked the following, replies as follows

- Q: As I understand you, it is your desire to have the child enrolled in the Creek Nation, is that right? A: Yes sir. That is what we first made application for it to be enrolled in the Creek Nation but we didn't get no answer right away and she went to work and tried to file it in the Cherokee Nation herself.
- Q: Do you insist on this child being enrolled in the Creek Nation? A: Yes sir.

Ellen Jackson.

Questions by Commissioner:

- Q: Do you insist on this child being enrolled in the Cherokee Nation? A: Yes, I wants it enrolled in the Cherokee Nation

This is all the evidence given in said cause on said date.

Julia C. Laval being duly sworn on her oath states that as Stenographer to the Commissioner to the Five Civilized Tribes she reported the proceedings had in the above entitled cause on February 6, 1907 and that the above and foregoing is a true and complete transcript of her stenographic notes as taken in said cause on said date.

Julia C. Laval

Subscribed and sworn to before
me this 8 day of February, 1907.

Edward Merrick
Notary Public.

Cherokee T
N. B. 433

Muskogee, Indian Territory, July 3, 1906.

Ellen Jackson,

Porter, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Bertha Jackson, born August 26, 1902, Charlie Jackson, born
July 25, 1904, and Tom Jackson, born February 7, 1906.

Respectfully,

Commissioner.

MMP

Cherokee F.
N. B. 432

Muskogee, Indian Territory, July 3, 1906.

O. U. Holderman,
Porter, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation of
Bertha Jackson, born August 26, 1902, Charlie Jackson, born
July 25, 1904, and Tom Jackson, born February 7, 1906.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
H. B. 434.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 11, 1906.

Ellen Jackson,

Porter, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Charlie, Tom and Bertha Jackson, as Cherokee freedmen, you are directed to forward to this office by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said children's father.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

LMC

Porter, Ind. Terr'y., July 19th. 1906.

Commission to Five Civilized tribes

Muskogee, Ind. Terr'y.

Gentlemen,:-

Enclosed herewith I hand you the birth affidavits of Mary Walker, who died the next day after her birth, and of Ellis Walker, who is now living.

I also enclose herewith Marriage license of Ellen Jackson to the father of Charlie, Tom & Bertha Jackson. The license shows that they have been married only since September 27th, 1905, although they have been living together as husband and wife for about 4 years.

Bertha Jackson is a step daughter of Ellen Jackson's husband. Her true father's name is Dick Anderson, but she always goes by the name of Bertha Jackson. Hoping this will explain the matters to you,

I am very truly yours,

(Signed) O. U. Holdeman.

Cherokee P. N. B
434

Muskogee, Indian Territory, July 30, 1906.

Ellen Jackson,

Porter, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Bertha, Tom and Charlie Jackson, as citizens of the Cherokee Nation, you are advised that you have been identified upon the records of this office as a duly enrolled citizen of the Cherokee Nation under the name of Ellen Jackson. Your name appears throughout the affidavits as to said children's birth as Ellen (Keys) Jackson.

There are enclosed herewith three blank forms of birth affidavits which you are requested to properly execute and return to this office, your name to appear throughout said affidavits as Ellen Jackson. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Encl. H. J. -142.
H. J. C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:
Cherokee F. N. B.
434

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 31, 1906.

Ellen Jackson,
Porter, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Bertha, Tom and Charlie Jackson, as citizens of the Cherokee Nation, you are advised that you have been identified upon the records of this office as a duly enrolled citizen of the Cherokee Nation under the name of Ellen Jackson. Your name appears throughout the affidavits as to said children's birth as Ellen (Keys) Jackson.

There are enclosed herewith three blank forms of birth affidavits which you are requested to properly execute and return to this office, your name to appear throughout said affidavits as Ellen Jackson. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Encl.H.J.-142.
H.J.C.

Commissioner.

Cherokee Freedman
W.B. 434

Muskogee, Indian Territory, August 1, 1904.

O. U. Holdeman,
Porter, Indian Territory.

Dear Sir:

This office is in receipt of July 20, of applications
for enrollment as citizens of the Cherokee Nation of Mary and
Ellis Walker and the marriage of Ellen Jackson.

Respectfully,

H.J.C.

Commissioner.

O. U. HOLDEMAN,
ATTORNEY-AT-LAW

PORTER, IND. TERR'y., August 6th. 1906.

Commissioner to the Five Civilized Tribes
Muskogee, Ind. Terr'y.

Dear sir,:-

In compliance with your letter of July 31st. 1906, addressed to Ellen Jackson, I herewith hand you the birth affidavits of Bertha, Tom and Charlie Jackson, as well as the letter you wrote to Ellen Jackson, and I trust that the affidavits are executed to your entire satisfaction, and that you will acknowledge receipt of same,

I am very truly yours;

O. U. Holdeman

RECEIVED

SEP 11 1906

SEP 11 1906

COMMISSIONER TO THE
No. 33709 Received
JAN 10 1900

Porter, I. L.;
Creek Nation
Aug. 8,

Transmits B.C's of
Bertha, Tom and Ellen Jackson.

1808 1798 1788 1778 1768 1758 1748 1738 1728 1718 1708 1698 1688 1678 1668 1658 1648 1638 1628 1618 1608 1598 1588 1578 1568 1558 1548 1538 1528 1518 1508 1498 1488 1478 1468 1458 1448 1438 1428 1418 1408 1398 1388 1378 1368 1358 1348 1338 1328 1318 1308 1298 1288 1278 1268 1258 1248 1238 1228 1218 1208 1198 1188 1178 1168 1158 1148 1138 1128 1118 1108 1098 1088 1078 1068 1058 1048 1038 1028 1018 1008 998 988 978 968 958 948 938 928 918 908 898 888 878 868 858 848 838 828 818 808 798 788 778 768 758 748 738 728 718 708 698 688 678 668 658 648 638 628 618 608 598 588 578 568 558 548 538 528 518 508 498 488 478 468 458 448 438 428 418 408 398 388 378 368 358 348 338 328 318 308 298 288 278 268 258 248 238 228 218 208 198 188 178 168 158 148 138 128 118 108 98 88 78 68 58 48 38 28 18 8

Cherokee
WEEK ENROLLMENT.

I am with you

Form No. 260.

THE WESTERN UNION TELEGRAPH COMPANY.

23,000 OFFICES IN AMERICA. INCORPORATED CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.	Time Filed	Check
----------------	------------	-------

SEND the following message subject to the terms
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory, January 31, 1907

Dick Anderson

Tallahassee, Indian Territory.

Appear immediately and testify in the case of your children.

O B G R Paid.

BIXBY

Commissioner

READ THE NOTICE AND AGREEMENT ON BACK.

Form No. 260.

THE WESTERN UNION TELEGRAPH COMPANY.

23,000 OFFICES IN AMERICA. INCORPORATED CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.	Time Filed	Check
----------------	------------	-------

SEND the following message subject to the terms
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory, January 31, 1907

Ellen Jackson,

Porter, Indian Territory.

Appear immediately and testify in case of your children.

O B G R Paid.

BIXBY

Commissioner

READ THE NOTICE AND AGREEMENT ON BACK.

No. 168. M. T.

THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

24,000 OFFICES IN AMERICA.

CABLE SERVICE TO ALL THE WORLD.

This Company TRANSMITS and DELIVERS messages only on condition of limiting liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sender at station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission. This is an UNREPEATED MESSAGE, and is delivered by request of the sender under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

RECEIVED at

PO RM 11 pm,

Muskogee, I.T.

Yours date Ellen Jackson signed Pinby, undelivered party not known have mailed notice and copy.

Porter, I.T. January 31 s

MONEY TRANSFERRED BY TELEGRAPH.

CABLE OFFICE.

Cher Fr M 435

Cher Fr M 435

see
CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

INFANT CHILD

Birdie Alberty

as a citizen of

CHEROKEE NATION

667
Approved **JAN 14 1907** 190

[Signature]
Commissioner.

For Sale by Leader Printing Co., Vinita, I. T.

COMMISSIONER TO THE CHIEF OF BUREAU

FILED

JUN 4 - 1906

[Signature]
Commissioner

RECEIVED

MAY 18 1906

7801

241

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR

COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,
 of Paul Turn born on the 23 day of Feb, 1903
 Name of Father: Moses Alberty, a citizen of the Cherokee Nation,
 Name of Mother: Amanda Alberty, a citizen of the U.S. Nation.
 Post-office Australia, S.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
 INDIAN TERRITORY, } ss.
 Northern District

I, Amanda Alberty, on oath state that I am 35
 years of age and a citizen, by Marriage, of the Cherokee Nation;
 that I am the lawful wife of Moses Alberty, who is a citizen, by
blood, of the Cherokee Nation, that a Female child was
 (male or female)
 born to me on the 23 day of Feb, 1903; that said child has
 been named Birdie Alberty, and is now living.

WITNESSES TO MAKE:

[Must be two
Witnesses]

W. R. Mc Reynolds
Jessie Mc Reynolds
 Subscribed and sworn to before me this 2 day of May, 1906
Cam E. Old 30-1907 J. Montgomery
 Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE

UNITED STATES OF AMERICA, }
 State of Mass INDIAN TERRITORY, } ss.
Sabote Co. Northern District

I, Lucie Wallace, a Midwife, on oath state that I
 attended on Mrs. Amanda Alberty, wife of Moses Alberty
 on the 23 day of February, 1903; that there was born to her on
 said date a Female child; that said child is now living and is said to
 (male or female)
 have been named Birdie Alberty.

WITNESSES TO MAKE:

[Must be two
Witnesses]

Lucie Wallace
 Subscribed and sworn to before me this 7 day of May, 1906
L. A. Wilson
 Notary Public

My commission expires Feb. 20, 07

THIS CERTIFIES THAT

Moses Ribel
and Amanda Crisp



According to the laws of the State of
Georgia
on the 20th day of February
in the year of our Lord one thousand
Eight hundred Ninety three
at Hickory Creek, Ga.
Rev. J. S. Smith & Co. & Co.,
Bible Loan, America Bazar,
Amanda French Hancock & Co.,

Cherokee

S.B. 1907

F 425

Muskogee, Indian Territory, May 23, 1906

Moses Alberty,

Centralia, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Birdie Alberty, born February 23, 1903.

Respectfully,

IMB

Acting Commissioner

F435
Cherokee N. B. 1707.

Muskogee, Indian Territory, June 9, 1906.

Moses Alberty,

Centralia, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Birdie Alberty, as a citizen of the Cherokee Nation, you are advised that from the information contained in the affidavit as to birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a citizen of the Cherokee Nation.

You are therefore requested to advise this office by return mail, under what name application was made for your enrollment, your age, the names of your parents, and any members of your family when you were enrolled.

You are also directed to forward to this office either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Encl. 4-205.
H.A.

Cherokee F.
N. B. 435.

Muskogee, Indian Territory, July 10, 1906.

Messie Alberty,

Centralia, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Birdie Alberty, born February 23, 1903.

Respectfully,

Commissioner.

LMC

Moses Alberty
Cherokee Freedman

INDEXED

713 ⁴³⁵ 1464

COMMISSIONER TO FILE	
1-3.	Received
23991	JUN 15 1906

Alberty, Moses,
Centralia, I.T.,
Cherokee nation,
June 13, 1906.

Gives information relative
to his identification on roll
in re B.C. of Birdie Alberty.
States marriage certificate
is filed with Commission.

CHEROKEE ENROLLMENT,

Centralia I.T.

June 13th '06.

Commission To The Five Civ. Tribes
Muskogee Ind. Tty.

Gentlemen -

replying to your letter of
the 9th inst. in which you state
that that office is unable to iden-
tify me upon the records as an
applicant for enrollment I will
say that I am in receipt of a
letter from that office acknowledging
receipt of my affidavit for the
enrollment of my child Birdie
Alberty.

For your information
I will say that I made application
for enrollment under the name of
Moses Alberty, my age now is
36, my parents are named

✓

Jerry and Ruth Alberty

The Members of my family are
Juanita, Ruth, Lizzie, Dewey and
Birdie Alberty.

I will state also that I married
under the Cherokee law and was not
required to procure a license.

I furnished the Commission with
a certificate of my marriage
4 or 5 years ago, and have a
letter acknowledging receipt and
signed by T. B. Needles.

I am a Cherokee freedman, my
name appears upon the authenticated
freedman roll. I have filed and
have certificates for my self and
four oldest children

If however you cannot get
me located, please inform me
and I will forward you a
Certified Copy of my marriage
Certificate of my self and wife
Resp. Moses Alberty.

Cher Fr M 436

Cher Fr M 436

85
CHEROKEE FREEDMAN

-3436

9399

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Catharine Bonds

as a citizen of

Cherokee

Nation.

CH
Approved. JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]
COMMISSIONER

RECEIVED

JUN 27 1906

3557

5120

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Catharine Bonds, born on the 7 day of Oct 1905.
[Here insert name of child]
Name of Father: Henry G. Bonds a citizen of the United States Nation.
Name of Mother: Mary Bonds a citizen of the Cherokee Nation.
Tribal enrollment of father: United States citizen Tribal enrollment of mother: Cherokee Freedman 1401
Postoffice: Uran I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Mary Bonds, on oath state that I am 21
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Henry G. Bonds, who is a citizen, by
who is a of the United States citizen Nation; that a Female child was
[Male or Female]
born to me on 7 day of October 1905; that said child has been named
Catharine Bonds and was living March 4, 1906.

Mary Bonds

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 22 day of June 1906.

J. R. Mayfield

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Wm. Hunter, a Physician, on oath state that I
attended on Mary Bonds, wife of Henry G. Bonds
on the 7 day of Oct 1905; that there was born to her on said date a Female
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named

Catharine Bonds

W. M. Hunter M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this June day of 26 1906.

J. R. Mayfield

Notary Public.

CERTIFICATE OF RECORD

United States of America } ss.
INDIAN TERRITORY
NORTHERN DISTRICT

CHAS. A. DAVIDSON,
CLERK U.S. COURT.
JAN 9 1906
NORTH DISTRICT INDIAN TERRITORY

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the day of JANUARY 1905 at M., and duly recorded in

Book Marriage Record, Page

WITNESS my hand and seal of said Court at VINITA in said

Territory, this day of JANUARY 1905 A. D.

Charles A. Davidson Clerk.

By Deputy.

DEPARTMENT OF THE INTERIOR
COMMISSIONER OF THE GENERAL LAND OFFICE
FILED
JUL 10 1906
Commissioner

MARRIAGE LICENSE

United States of America

INDIAN TERRITORY
NORTHERN DISTRICT

ss.

No. 598

To Any Person Authorized by Law to Solemnize Marriage — Greeting:

You are hereby Commanded to solemnize the Rite and publish the

Banns of Matrimony between Mr. Henry G. Bonds
of Maui in the Indian Territory, aged 39 years, and
Miss Mary Carter of Maui in the
Indian Territory, aged 20 years, according to law, and do you officially sign and return this
License to the parties therein named.

WITNESS my hand and official seal at Sallisaw Indian Territory,
this 27th day of December A. D. 1904

By S. P. DeLauey Deputy.
Chas. A. Davidson
Clerk of the United States Court.

CERTIFICATE OF MARRIAGE

United States of America

INDIAN TERRITORY
NORTHERN DISTRICT

ss.

I, P. J. Tynner a Minister of the Gospel,
DO HEREBY CERTIFY, that on the 31 day of Dec A. D. 1904
I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and
publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 31 day of Dec A. D. 1904

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,
Washita

Book C Page 254

P. J. Tynner
A Minister of the Gospel.

NOTE — This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern
District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will
be liable in the amount of One Hundred Dollars (\$100.00).

Muskogee, Indian Territory, July 3, 1906.

Mary Bonds,

Vian, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Catharine Bonds, born October 7, 1905.

Respectfully,

Commissioner.

ENC

Cherokee F.
H. B. 436.

Muskogee, Indian Territory, July 10, 1906.

Mary Bonds,

Vian, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Catharine Bonds, born October 7, 1905.

Respectfully,

LMC

Commissioner.

Cher Fr M 437

Cher Fr M 437

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 28, 1906.

...Jesse..Bell.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

Department of the Interior

Commissioner to the Five Civilized Tribes

Filed

July 10, 1906.

Tams Bixby,

Commissioner.

Received

July 3, 1906.

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation.
ofJesse Bell....., born on the 15.....day of April.....1905.....
[Here insert name of child]
Name of Father:.....Arthur Bell.....a citizen of the Cherokee.....Nation.
Name of Mother:.....Alice Bell.....a citizen of the U. S.Nation.
Tribal enrollment of father:.....Freedman.....Tribal enrollment of mother:.....
F. R. 188
Postoffice:.....Benge, Ind. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
.....Northern..... District.

I, Alice Bell on oath state that I am, 22
years of age and a citizen by of the U. S. Nation;
that I am the lawful wife of, Arthur Bell, who is a citizen, by
Freedman of the Cherokee Nation; that a Male child was
born to me on 15 day of April 1905; that said child has been named
Jesse Bell and was living March 4, 1906.

(Signed) Alice Bell
mark

WITNESSES TO MARK:

[Must be Two
Witnesses]

Joshua Barnes

Carrie Moseley

Subscribed and sworn to before me this 2 day of July 1906.

(Signed) J. H. Bowens.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Charlotte Wafford Midwife
 attended on Alice Bell Arthur Bell
 on the 15 day of April 1905; that there was born to her on said date a Male
 child; that said child was living March 4, 1906, and is said to have been named Jesse Bell

(Signed) ... Charlotte ^{her}~~ex~~ Vafford
mark

WITNESSES TO MARK:

[Must be Two
Witnesses] { Joshua Barnes ..
 { Carrie Moseley ..

Subscribed and sworn to before me this.....2.....day of.....July..... 1906.

(Signed)... J. H. Bowens

Notary Public.

CERTIFICATE OF RECORD

United States of America } ss.
INDIAN TERRITORY
NORTHERN DISTRICT

CHAS. A. DAVIDSON,
CLERK U.S. COURT.

OCT 7 1906

NOV-4 DIST. IND. TER.
FILED
AT
OCT 7 1906

7113437

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 7 day of OCTOBER 1906 at M., and duly recorded in Book 20 Marriage Record, Page 324

WITNESS my hand and seal of said Court at Wita in said

Territory, this 7 day of OCTOBER A. D. 1906

Chas. A. Davidson Clerk.

By Deputy.

FILED

AUG 17 1906



COMMISSIONER

MISSIONER TO THE INDIAN TERRITORY

MARRIAGE LICENSE

United States of America }
INDIAN TERRITORY }
NORTHERN DISTRICT }

ss.

No. 510

To Any Person Authorized by Law to Solemnize Marriage — Greeting :

You are hereby Commanded to solemnize the Rite and publish the
Banns of Matrimony between Mr. Arthur Bell
of Benge in the Indian Territory, aged 22 years, and
Miss Allice Campbell of Benge in the
Indian Territory, aged _____ years, according to law, and do you officially sign and return this
License to the parties therein named.

WITNESS my hand and official seal at Sallisaw Indian Territory,
this 14 day of September A. D. 1904

By S. P. Delaney Deputy.
Chas. A. Davidson
Clerk of the United States Court.

CERTIFICATE OF MARRIAGE

United States of America }
INDIAN TERRITORY }
NORTHERN DISTRICT }

ss.

I, W. E. Willis a Minister of the Gospel,
DO HEREBY CERTIFY, that on the 16 day of September A. D. 1904
I did duly and according to law, as commanded in the foregoing License, solemnize the Rite and
publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 16 day of September A. D. 1904

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,
Book a Page 15a

W. E. Willis
A Minister of the Gospel.

NOTE — This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00).

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Jesse Bell as Cherokee freedman.

D E C I S I O N .
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on July 3, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Jesse Bell, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein Jesse Bell is the minor child of one Arthur Bell an alleged Cherokee freedman and Alice Bell a non-citizen of the Cherokee Nation, and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on April 20, 1904, the application for the enrollment of said Arthur Bell as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes and its action was on May 26, 1904 (I.T.D. 4050-1904), approved by the Secretary of the Interior; that on June 8, 1906, a motion for a rehearing was filed in said case; that October 9, 1906, said motion was forwarded the Department for consideration and that on December 8, 1906 (I.T.D. 23662-1906), said motion was denied by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Jesse Bell is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



Commissioner.

Dated at Muskogee, Indian Territory,
this FEB 23 1907

Cherokee F.
N. B. 437.

Muskogee, Indian Territory, July 10, 1906.

Arthur Bell,
Benge, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Jesse Bell, born April 15, 1905.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedman
N.B. 437

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

[Handwritten signature]
Muskogee, Indian Territory, July 13, 1906.

Arthur Bell,

Benge, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Jesse Bell, as a Cherokee Freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of your self and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

[Handwritten signature]
Commissioner.

Cherokee F. N.
B. 437.

Muskogee, Indian Territory, February 23, 1907.

Arthur Bell,

Benge, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your minor child, Jesse Bell, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc MC-1

Commissioner.

MNG

register

Cherokee F.N.B.

437

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of Jesse Bell as a Cherokee freedman.

The decision, together with the record of proceedings had in the case has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc MC-1

Commissioner.

MMC

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the act of Congress approved April 26, 1906 (34 Stat., 137) of Jesse Bell as a Cherokee freedman, together with the decision of the Commissioner, dated February 23, 1907, rejecting said application.

Respectfully,

Enc NO-1

Commissioner.

NMC

Through the Commissioner
of Indian Affairs.

C O P Y .

Refer in reply
to the following:
Land-18992-1907

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS
Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 23, 1907, enclosing record of proceedings in the matter of the application for the enrollment, under the act of Congress approved April 26, 1906, (34 Stat., L., 137) of Jesse Bell as a Cherokee Freedman, including the Commissioner's decision, dated February 23, 1906, rejecting the application.

The record shows that the applicant is the minor child of Arthur Bell, an alleged Cherokee freedman, and Alice Bell, a non-citizen of the Cherokee Nation. The record further shows that the application for the enrollment of Arthur Bell as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes on April 20, 1904, and its decision affirmed by the Department on May 26, 1904 (I.T.D. 4050-1904), and on December 5, 1906, a motion for re-hearing was denied by the Department (I.T. D. 23662-1906). The applicant was not therefore the child of parents who had been enrolled as members of the Cherokee tribe, and it is recommended that the decision of the Commissioner, denying the application for the enrollment of Jesse Bell be affirmed.

Very Respectfully,

C. F. Larrabee,
Acting Commissioner.

EWE-SD.

D.C.13259

COPY
DEPARTMENT OF THE INTERIOR,
WASHINGTON.

W.H.M. Y.P.

ERS

March 4, 1907.

L. F. D.
7042, 7044, 7046, 7052, 7060,
7074, 7078, 7080, 7082, 7086,
7092, 7094, 7096, 7100, 7120,
7146, 7150, 7152, 7154, 7156,
7168, 7170, 7172, 7182, 7202,
7204, 7206, 7210, 7212, 7220,
7242, 7250, 7254, 7264, 7272,
7276, 7278, 7280, 7284, 7286,
7290, 7300, 7302, 7304, 7306,
7308, 7312, 7314, 7346, 7350,
7352, 7354, 7356, 7360, 7362,
7384, 7390, 7408, 7420, 7424,
7426, 7428, 7440, 7452, 7484,
7502, 7504, 7508, 7510, 7512,
7516, 7518, 7520, 7522, 7524,
7526, 7530, 7532, 7534, 7538,
7540, 7542, 7544, 7562, 7592,
7606, 7612, 7616, 7622, 7620,
7754, all 1907.

Commissioner to the Five Civilized Tribes,
Waskagee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, averse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.

Date of your
letter of transmittal.

John Wesley Freeman (freedman),
Harry H. Curry, et al.,
Stephen Baldrige (freedman),
Thomas Bell (freedman),
Martha J. Burgess (intermarriage)

February 18, 1907.
February 23, 1907.
February 18, 1907.
February 18, 1907.
February 22, 1907.

Moses Carter (freedman)	February 1, 1907.
Hurshell L. Hyde (by blood)	February 21, 1907.
John W. Goss (intermarriage),	February 21, 1907.
William Hutchins (intermarriage),	February 25, 1907.
Wattie Maskey (freedman)	February 23, 1907.
William C. Smith (by blood),	February 21, 1907.
Ray Drum (by blood),	February 27, 1907.
Lemeda Johnson, et al. (by blood)	February 23, 1907.
Cynthia A. Fields, (intermarriage),	February 23, 1907.
Nathaniel Wickliff (freedman),	February 16, 1907.
Herbert K. Hyde (by blood),	February 20, 1907.
Mollie Hurst (intermarriage)	February 23, 1907.
Wollie C. Collins (intermarriage)	February 23, 1907.
Amanda Brackett (intermarriage),	February 23, 1907.
Patience Kays (intermarriage),	February 23, 1907.
Levi P. Isbell (intermarriage),	February 20, 1907.
Annie C. Butler (intermarriage),	February 23, 1907.
James R. Bivin (intermarriage),	February 14, 1907.
Laura Ross (freedman),	February 23, 1907.
Willie Joanna Lowe, et al. (freedman),	February 23, 1907.
William T. Teague (by blood),	February 20, 1907.
Theodore Jones (freedman)	February 25, 1907.
Viola W. Pinwick (freedman),	February 25, 1907.
Wiley Polston, et al., (freedmen),	February 23, 1907.
Pansy Grinnett (freedman)	February 21, 1907.
Alice Harman (intermarriage),	February 23, 1907.
Betty McLaughlin (by blood),	January 7, 1907.
Loran Alfred Lovett (by blood),	February 15, 1907.
Maudie Skaggs (by blood),	February 15, 1907.
Robert Walker (freedman),	February 14, 1907.
Edward B. Frayser (intermarriage)	February 16, 1907.
Daniel Stisler, et al. (by blood),	February 14, 1907.
Olla May Withcell (by blood),	February 16, 1907.
Felix F. Witt (intermarriage),	February 19, 1907.
Preston G. Browning (intermarriage)	February 23, 1907.
Harrison Cecil Smith, et al. (by blood)	February 16, 1907.
Lilly Irene True, et al., (by blood)	February 26, 1907.
Alberta Sanders, et al., (freedman)	February 25, 1907.
Samuel Sanders (freedman),	February 21, 1907.
Peggie Bearpaw (by blood)	February 25, 1907.
Lawrence Graves (freedman),	February 25, 1907.
James Beck (freedman),	February 25, 1907.
J. Lillian Pruett et al. (by blood),	February 23, 1907.
Charles W. Trent (intermarriage),	February 25, 1907.
John Greece (by blood),	February 25, 1907.
Ressie Landrum, et al. (freedmen),	February 25, 1907.
David Monroe Menzies (freedman),	February 25, 1907.
Rosa S. Whitaker (intermarriage)	February 25, 1907.

Roseburn Wright (freedman)	February 14, 1907.
Leonard King, et al. (by blood)	February 14, 1907.
Roberta Vann (freedman),	February 14, 1907.
Thomas Leroy Loyd (freedman),	February 14, 1907.
Jesse O. Holland, et al. (by blood)	February 22, 1907.
Sarah A. Trout (intermarriage),	February 25, 1907.
J. D. Ansey, et al. (by blood),	February 25, 1907.
Carmlyer Vestel (freedman),	February 25, 1907.
Limmie W. Landley (intermarriage)	February 25, 1907.
Charles Goldie Hall, et al. (by blood),	February 20, 1907.
Myrtle Adams (freedman),	February 25, 1907.
Annie Sereechewi (as citizens), et al.	February 25, 1907.
Baby Miller (by blood),	February 25, 1907.
Clarence Jones, et al., (freedmen),	February 23, 1907.
John E. Ellis (intermarriage),	February 20, 1907.
Leroy Shields (freedman),	February 16, 1907.
Edmond Durant, et al. (freedmen),	February 23, 1907.
Jane Crittenden (intermarriage),	February 20, 1907.
Jesse Bell (freedman),	February 23, 1907.
Elizabeth C. Leach (intermarriage),	February 23, 1907.
Elsie Wabel Barritt (by blood),	February 1, 1907.
Eliza Rolston (intermarriage),	February 7, 1907.
Tom Waynes Vann (freedman)	February 18, 1907.
Willie Lee Hanks, et al. (freedmen),	February 18, 1907.
Julia J. Wilkerson (by blood),	February 21, 1907.
Blanch Bane, et al. (by blood)	February 23, 1907.
Martha W. Worgan (intermarriage),	February 21, 1907.
Edker Williams (by blood),	February 21, 1907.
Doe Herron England (by blood),	February 21, 1907.
Hi Ired Teague (by blood)	February 18, 1907.
Odell Foster (freedman)	February 23, 1907.
Willie Colbert (freedman)	February 21, 1907.
Arthur D. Jackson (by blood)	February 21, 1907.
Eliza J. Huston (intermarriage),	February 25, 1907.
Ottorein Allen (freedman),	February 18, 1907.
Viola Martin (freedman)	February 18, 1907.
Achie Taylor (freedman),	February 18, 1907.
Joseph W. Thompson (intermarriage),	February 23, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and
182 enclosures to Ind. Of.,
with copy hereof.

W. C. F. 3-4-07

Cherokee V
H. B. 437.

Muskogee, Indian Territory, March 30, 1907.

Arthur Bell,

Benge, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your child, Jesse Bell, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Geo. D. Rodgers

Acting Commissioner.

Encl. C-80
LMC

Cherokee F.N.B.
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Geo. D. Rodgers.
Acting Commissioner.

Incl. P-4-60
NMP

Cher Fr M 438

Cher Fr M 438

CHEROKEE FREEDMAN

- 9

190

IN RE

Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906

Edith Badbridge
as a citizen of

Cherokee

Nation.

Approved.....190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

COMMISSIONER

RECEIVED

JUL 3 1906

3

Went North & South
Went to 34-29-14

5361

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,
 of Edith Baldridge born on the 8th day of December 1905
(Here insert name of child)
 Name of father: Russel Baldridge a citizen of the Cherokee Nation.
 Name of mother: Viola Baldridge a citizen of the United States Nation.
 Tribal enrollment of father Cherokee Freedman Tribal enrollment of
 mother none

Postoffice Elliott, Ind. Ter.

AFFIDAVIT OF MOTHER

United States of America, State of Kansas
~~Indian Territory,~~
Montgomery County District.

I, Viola Baldridge on oath state that I am 19
 years of age and a citizen by marriage of the Cherokee Nation;
 that I am the lawful wife of Russel Baldridge who is a citizen, by
adoption of the Cherokee Nation; that a Female child was
(Male or Female)
 born to me on 8th day of December 1905; that said child has been
 named Edith Baldridge, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses.] Emma Campbell
John Bull

Subscribed and sworn to before me this 11th day of July 1906.
My commission expires Feb 21-1910 George N. Nephew
 Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, State of Kansas
~~Indian Territory,~~
Montgomery County District.

I, Annie L. Baldridge a midwife, on oath state that I
 attended on Viola Baldridge wife of Russel Baldridge
 on the 8th day of December 1905; that there was born to her on said
 date a Female child; that said child was living March 4, 1906; and is said to have
(Male or Female)
 been named Edith Baldridge

WITNESSES TO MARK:

[Must be Two Witnesses.] Emma Campbell
John Bull

Subscribed and sworn to before me this 11th day of July 1906.
My commission expires Feb 21-1910 George N. Nephew
 Notary Public.

100-720438

Inc 5-1

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Edith Baldridge

as a citizen of

Cherokee Nation.

Approved... *B.E.W.* JAN 14 1907... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

[Signature]
COMMISSIONER

Received
AUG 15 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Edith Baldrige born on the 8th day of December 1905
[Here insert name of child]
Name of Father: Russell Baldrige a citizen of the Cherokee Nation.
Name of Mother: Viola Baldrige a citizen of the U. S.
Tribal enrollment of father: P. 3468 Tribal enrollment of mother: MISSOURI 3468
Postoffice: Elliott, Indian Territory.

AFFIDAVIT OF MOTHER.
State of Kansas
UNITED STATES OF AMERICA, *Indian Territory,*
Montgomery County, District.

I, Viola Baldrige, on oath state that I am 19
years of age and a citizen of the United States
that I am the lawful wife of Russell Baldrige, who is a citizen, by
adoption, of the Cherokee Nation; that a female child was
born to me on 8th day of December 1905; that said child has been named
Edith Baldrige

and was living March 4, 1906.

Viola Baldrige

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 13th day of August 1906.

My commission expires Feb 21-1910

George N. Upshaw
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.
State of Kansas
UNITED STATES OF AMERICA, *Indian Territory,*
Montgomery County, District.

I, Anna Baldrige, a midwife, on oath state that I
attended on Viola Baldrige, wife of Russell Baldrige
on the 8th day of December 1905; that there was born to her on said date a female
child; that said child was living March 4, 1906, and is said to have been named
Edith Baldrige

Anna Baldrige

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 13th day of Aug 1906.

My commission expires Feb 21-1910

George N. Upshaw
Notary Public.

C O P Y .

THIS IS TO CERTIFY That Russell Bullrig² of
Parsons, LaBett Co. State of Kansas and Viola Williams
of Parsons, LaBett Co. State of Kansas, Were by me united
in HOLY MATRIMONY according to the ordinance of God and the
Laws of the State of Kansas at Parsons on the 14 days of
December 1904, Join in marriage the said Russell Bullrig age
24 and Viola Williams age 18

In presence of

D.D. Payne Pastor.

N. Watkins M.J. Wat-
kins and others.

Witnesses.

Mary Atwell, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she made the above copy and that same is a true and correct copy of the original certificate of marriage.

Mary Atwell

Subscribed and sworn to before me this 15th day of August, 1906.

John E. Tidwell
Notary Public.

7713 #438

TO THE COMMISSIONER OF THE BUREAU OF LANDS

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
AUG 15 1906


COMMISSIONER

TO THE COMMISSIONER OF THE BUREAU OF LANDS

TO THE COMMISSIONER OF THE BUREAU OF LANDS

TO THE COMMISSIONER OF THE BUREAU OF LANDS

TO THE COMMISSIONER OF THE BUREAU OF LANDS

State of Kansas, Labette County, ss.

I, Samuel Bowman, Probate Judge of the County of Labette and State of Kansas, do hereby certify that I have carefully examined the Records of Marriages of said County, and of which I am the lawful custodian, and find that said Records show that Russel Ballrige, of Parsons, Kansas,
age 24 and Viola Williams, of Parsons, Kansas,
age 18 were duly united in marriage on the 18th day of December
A. D. 1904 at Parsons, State of Kansas, by Rev. D. D. Payne
Colored Baptist Pastor.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal, this 11th day of
September A. D. 1906.

Samuel Bowman

Probate Judge.

Cher. Fr. N B 438

IN RE
THE DEATH OF
Edith Baldrige
A CITIZEN OF THE

Cherokee Nation

Approved *May 22 1908*

J. S. Wright
Commissioner

438

DEPARTMENT OF THE INTERIOR,
Commissioner to the Five Civilized Tribes.

FILED

MAY 22 1908

J. S. Wright,

Commissioner

**Department of the Interior,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of Edith Baldrige
(Here insert name of deceased)

a citizen of the Cherokee Nation, who formerly resided at or near

Elliott
(Here insert name of post office)

Ind. Ter., and died on the 16th day of

May 1904

AFFIDAVIT OF RELATIVE

State of Oklahoma
County of Nowata

I, Russell Baldrige
years of age and a citizen, by adoption, of the

, on oath state that I am Twenty eight
Cherokee Nation;

that my postoffice address is Elliott
(Here insert name of postoffice)

Oklahoma Ind. Ter., that I am

Father
(State relationship: as the father; an uncle; a cousin, etc.)

of Edith Baldrige
(Here insert name of deceased)

who was a citizen, by adoption, of the

Cherokee Nation

and that said Edith Baldrige
(Here insert name of deceased)

died on the 16th day of

May 1904

WITNESSES TO MARK:

Russell Baldrige

(Must Be Two
Witnesses)

Subscribed and sworn to before me this 21st

day of May

1904

Henry Rider
Notary Public.

AFFIDAVIT OF ACQUAINTANCE

State of Oklahoma
County of Nowata

I, George Hubbard
years of age, and a citizen by U.S. of the

, on oath state that I am Thirty six

that my postoffice address is

Elliott
(Here insert name of postoffice)

Oklahoma, Ind. Ter.;

that I was personally acquainted with

Edith Baldrige
(Here insert name of deceased)

who was a citizen, by adoption of the

Cherokee Nation;

and that said Edith Baldrige
(Here insert name of deceased)

died on the 16th day of

May 1904

George Hubbard
more

WITNESSES TO MARK:

(Must Be Two
Witnesses)

Anderson Hayes
Lelia Mae Love

Subscribed and sworn to before me this

21st

day of

May

1904

Henry Rider

Notary Public.

My Com. Expires April 7th 1909

Cherokee F.
H. B. 438.

Muskogee, Indian Territory, July 10, 1906.

Russel Baldrige,

Elliott, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Edith Baldrige, born December 8, 1905.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
N. B. 438.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 13, 1906.

Russell Baldrige,
Elliott, Indian Territory.

Dear Sir:

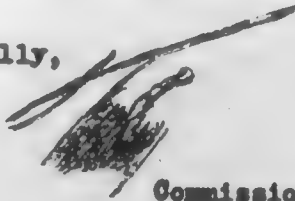
In connection with the application for the enrollment of your child, Edith Baldrige, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Russell Baldrige. Your name appears throughout the affidavit as to the birth of said child as Russel Baldrige.

There is enclosed herewith a blank form of birth affidavit, which you are requested to properly execute and return to this office, your name to appear throughout the affidavit as Russell Baldrige.

You are also directed to forward with the affidavit, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,



Commissioner.

Incl. C-1
LMC

Cherokee F.
N. B. 438.

Muskogee, Indian Territory, August 24, 1906.

Russell Baldrige,
Elliott, Indian Territory.

Dear Sir:

There is returned herewith certificate showing the marriage on December 14, 1904, of yourself and Viola Williams, copies thereof having been retained in the files of this office.

You are requested to forward to this office at the earliest practicable date, either the original or a certified copy of the marriage license of yourself and said Viola Williams.

You are requested to return this letter with your reply.

Respectfully,

Incl.C-65
LMC

Acting Commissioner.

Muskogee, Indian Territory, June 11, 1907

Russell Baldridge,
2400 Morton Avenue,
Parsons, Kansas.

Dear Sir:

In reply to your letter of May 29, 1907, you are advised that Edith Baldridge has been enrolled as a minor freedman citizen of the Cherokee Nation, and her name now appears upon a roll of such citizens approved by the Secretary of the Interior.

That part of your letter requesting a plat of certain land in the Cherokee Nation will be made the subject of a separate communication.

Respectfully,

L. M. B.

Commissioner

Cher Fr M 439

Cher Fr M 439

See
CHEROKEE FREEDMAN

439

58

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 28, 1906.

David Blue

as a citizen of

Cherokee Nation.

W.B.
Approved..... JAN 14 1907..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 6 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of David Blue, born on the 10 day of June, 1905.
(Here insert name of child)
Name of Father: Manson Blue, a citizen of the Chickasaw Nation.
Name of Mother: Carrie Blue nee Alberty, a citizen of the Cherokee Nation.
Tribal enrollment of father: Chickasaw Tribal enrollment of mother: Cherokee 954
Postoffice: Wilbur Ind Tenn

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Carrie Blue, on oath state that I am 22
years of age and a citizen by Frederick Benth of the Cherokee Nation;
that I am the lawful wife of Manson Blue, who is a citizen, by
Benth of the Chickasaw Nation; that a male child was
born to me on 10 day of June, 1905, that said child has been named
David Blue, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23 day of June, 1906.

My Commission Expires Feb. 9th, 1909.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lucy Alberty, on oath state that I
attended on Carrie Blue, wife of Manson Blue,
on the 10 day of June, 1905; that there was born to her on said date a male
child; that said child was living March 4, 1906, and is said to have been named.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 23 day of June, 1906.

My Commission Expires Feb. 9th, 1909.

Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.
MUSKOGEE, IND. TER. November 15, 1906.

In the matter of the application for the enrollment of
DAVID BLUE as a Cherokee freedman.

CARRIE BLUE, being first duly sworn by B. P. Ramus, notary
public, testified as follows:

- Q. What is your name? A. Carrie Blue.
Q. How old are you? A. Twenty-three.
Q. What is your postoffice? A. Fort Gibson.
Q. Are you a Cherokee freedman? A. Yes sir.
Q. What is the name of your father? A. David Alberty.
Q. Is he a freedman? A. Yes sir.
Q. What is the name of your mother? A. Lucy Alberty.
There has been enrolled as a Cherokee freedman, a Carrie
Alberty, daughter of David Alberty, and who has sisters,
Emiline and Malinda Alberty. Are you the identical person
enrolled as Carrie Alberty? A. Yes sir.
Q. Are you married? A. Yes sir, I am married.
Q. What is the name of your husband? A. Manson Blue.
Q. Is this he? A. Yes sir.
Q. Is he a citizen of any tribe of Indians? A. He is a Chickasaw.
Q. When were you and he married? A. Married in September, 1905.
Q. What year? A. 1906.
Q. This last September? A. Yes sir.
Application has been made to the Commissioner to the Five
Civilized Tribes for the enrollment of David Blue, child of
Carrie Blue. Are you the mother of that child? A. Yes sir.
Q. What is the name of its father? A. Manson Blue.
Q. Your present husband? A. Sir?
Q. Your present husband? A. Yes sir.
Q. When was this child born? A. June 10, 1905.
Q. Is the child living now? A. Yes sir.
Q. Have you any documentary evidence of your marriage? No response.
Q. Have you got a marriage license and certificate? A. Yes sir,
not with me though.
Testimony taken by the Commission to the Five Civilized Tribes
September 16, 1904, shows the marriage of Carrie Alberty on
April 30, 1902, to Charlie Casey. Are you the person who
married Charlie Casey? A. Yes sir.
Q. Are you and he separated? A. Yes sir.
Q. Divorced? A. Yes sir.
Q. When were you divorced? A. Along in February.
Q. Of what year? A. 1905.
Q. Has any application been made for the enrollment of your
child as a citizen of the Chickasaw Nation? A. No sir.
Q. Or any other Nation in the Indian Territory besides the
Cherokee Nation? A. No sir, the Cherokee Nation.

Freedmen N. B. 439-2

- Q. If the child should have any right to enrollment other than as a member of any tribe in Indian Territory other than the Cherokee tribe, what tribe do you desire to have your child in? A. Besides the Cherokee tribe?
- Q. Yes? A. In the Cherokee Nation.
- Q. You want it enrolled in the Cherokee Nation? A. Yes sir.

Manson Blue, being first duly sworn by B. P. Rasmus, notary public, testified as follows:

- Q. What is your name? A. Manson Blue.
- Q. How old are you? A. Twenty-nine.
- Q. What is your postoffice? A. Fort Gibson.
- Q. Are you the husband of this woman? A. Yes sir.
- Q. Heard her testimony? A. Yes sir.
- Q. Are you the father of her child, David Blue? A. Yes sir, that's what she say.
- Q. Do you claim the child is yours? A. Yes sir.
- Q. Has any application been made for the enrollment of that child as a citizen of the Chickasaw Nation? A. No sir.
- Q. Or any other tribe in the Indian Territory? A. No sir, I am a Chickasaw freedman, but then I am not enrolled there myself. I am just the same as any other person.
- Q. You are not a citizen of any Nation in Indian Territory? A.. No sir.
- Q. If it should be determined that your child has any right other than as a citizen of the Cherokee Nation, do you still desire it to be enrolled as a Cherokee freedman? A. Yes sir.

Mattie M. Pace, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, she reported the proceedings had in the above entitled cause, and that the same is a full, true and correct transcript of her stenographic notes thereof.

Subscribed and sworn to before me this 16 day of November, 1906.

B. P. Rasmus
Notary Public.

Cherokee V.
N. B. 439.

Muskogee, Indian Territory, July 10, 1906.

Carrie Blue,

Fort Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of David Blue, born June 10, 1905.

Respectfully,

Commissioner.

LNC

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedman
N.B. 439

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 13 1906.

Carrie Blue,

Fort Gibson, Indian Territory.

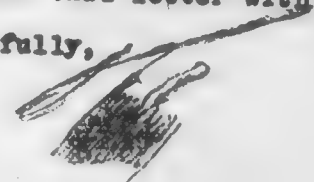
Dear Madam:

In connection with the application for the enrollment of your child, David Blue, as a Cherokee Freedman, you are advised that from the information contained in the affidavit as to said child's birth this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee Freedman. You are requested to advise this office, by return mail, under what name application was made for your enrollment your age, the names of your parents and any members of your family with whom you were enrolled.

You are also directed to forward, with the affidavit, either the original or a certified copy of the marriage license and certificate of yourself and said child's father.

You are requested to return this letter with your reply.

Respectfully,



H.J.C.

Commissioner.

C O P Y .

Fort Gibson, I.T.

July 19, 1906.

to the Commisshners off the five sivilized tribes sir in
answer to your letter will say name on the Friedman role is
Carrie Alberty my father is David alberty my sisters names
is Emaline alberty Malinda albety - Mary alberty my Age is
twenty two years. I were not Married at the time off my
Babys birth and his father is a doubtful chickasaw friedman
if I have to make another application please let me know in
haste oblige

Carrie alberty.

Cherokee Freedmen
H.B.439

³⁰
Muskogee, Indian Territory, July 22, 1902

Carrie Blue,

Fort Gibson, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, David Blue, as a Cherokee Freedmen, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's father.

You are requested to return this letter with your reply.

Respectfully,

H.J.C

Commissioner.

If married now to
Manson Blue get
in L. Co. also see
if application has
been made in
which case

— Dr. Little

Cher Fr M 440

Cher Fr M 440

7 **CHEROKEE FREEDMAN**

440

199

IN RE
Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

Clifford Campbell

as a citizen of

Cherokee Nation

Approved.....190.....

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 3 1906

317

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL, 26, 1906.

In Re Application For Enrollment, as a citizen of the Cherokee Nation,
 of Clifford Campbell, born on the 30 day of June 1902
 (Here insert name of child.)
 Name of Father Thomas Campbell a citizen of the U.S. Nation.
 Name of Mother Elena Campbell a citizen of the Cherokee Nation.
 Tribal enrollment of father _____ Tribal enrollment of mother Free Woman #845
 Postoffice Benge Ind. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Elena Campbell on oath state that I am 25
 years of age and a citizen by Free Woman of the Cherokee Nation;
 that I am the lawful wife of Thomas Campbell who is a citizen, by
 of the U.S. Nation; that a Male child was
 [Male or Female.]
 born to me on 30 day of June 1902; that said child has been named
Clifford Campbell and was living March 4, 1906.
Elena Campbell
Mrs.

WITNESSES TO MARK:

[Must Be Two
Witnesses]

Subscribed and sworn to before me this 2 day of July 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE,

UNITED STATES OF AMERICA, Indian Territory, }
Northern District. }

I, Charlotte Hafford a Midwife on oath state that I
 attended on Elena Campbell wife of Thomas Campbell
 on the 30 day of June 1902; that there was born to her on said date a Male
 [Male or Female.]
 child; that said child was living March 4, 1906, and is said to have been named
Campbell Clifford
Charlotte Hafford
Mrs.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2 day of July 1906.

Notary Public.

rec

100 750 440

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 28, 1906.

..... Clifford Campbell

as a citizen of

..... Cherokee Nation.

Approved. *RLB* JAN 14 1907 190...

[Signature]
..... Commissioner.

RECEIVED

FILED

DEC 24 1906

[Signature]
..... Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Clifford Campbell born on the 30 day of June 1902
[Here insert name of child]
Name of Father: Thomas Campbell a citizen of the U. S.
Name of Mother: Alena Campbell a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: P. 845
Postoffice: Benge, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Alena Campbell, on oath state that I am 25
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Thomas Campbell, who is a citizen, XX
of the United States; that a male child was
[Male or Female]
born to me on 30th day of June 1902; that said child has been named
Clifford Campbell and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 13 day of June 1906.

Alena Campbell
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Mauda Benton, a Midwife, on oath state that I
attended on Alena Campbell, wife of Thomas Campbell
on the 30 day of June 1902; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Clifford Campbell

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 13 day of June 1906.

Mauda Benton
Notary Public.

100

7713440

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Alena Campbell

as a citizen of

Cherokee

Nation.

R&B
Approved.

190...

Commissioner.

Duplication

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 7 1907

COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Clifford Campbell born on the 30 day of June 1902
[Here insert name of child]
Name of Father: Thomas Campbell a citizen of the U. S. ~~XXXXXX~~
Name of Mother: Alena Campbell a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: B. 845.
Postoffice: Benge, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Alena Campbell, on oath state that I am 25
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Thomas Campbell, who is a citizen, ~~XX~~
of the United States Nation; that a male child was
[Male or Female]
born to me on 30 day of June 1902; that said child has been named
Clifford Campbell and was living March 4, 1906.

Alena Campbell
Mm

WITNESSES TO MARK:

[Must be Two Witnesses] { Giles Sparkman
Carrie Moody

Subscribed and sworn to before me this 2nd day of July 1906

J. H. Brown
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Amanda Benton, a Midwife, on oath state that I
attended on Alena Campbell, wife of Thomas Campbell
on the 30 day of June 1902; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named

Clifford Campbell

Amanda Benton
Mm

WITNESSES TO MARK:

[Must be Two Witnesses] { Giles Sparkman
Carrie Moody

Subscribed and sworn to before me this 2nd day of July 1906

J. H. Brown
Notary Public.

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Wesley B. Campbell

as a citizen of

Cherokee

Nation

Approved.....190.....

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 3 1906

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL, 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Wesley B. Campbell, born on the 8 day of July 1906.
 (Here insert name of child.)
 Name of Father Thomas Campbell a citizen of the U.S. Nation.
 Name of Mother Elena Campbell a citizen of the Cherokee Nation.
 Tribal enrollment of father U.S. Tribal enrollment of mother Fred. S. Dismore 3845
 Postoffice Briggs Landing

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Elena Campbell on oath state that I am 25
 years of age and a citizen by Fred. S. Dismore of the Cherokee Nation;
 that I am the lawful wife of Thomas Campbell who is a citizen, by
 of the U.S. Nation; that a Male child was
 (Male or Female.)
 born to me on 8 day of July 1906; that said child has been named
Wesley B. Campbell and was living March 4, 1906.

WITNESSES TO MARK:

[Must Be Two
Witnesses]

Subscribed and sworn to before me this 2 day of July 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Northern District.

I, Charlotte Wafford a Midwife on oath state that I
 attended on Elena Campbell, wife of Thomas Campbell
 on the 8 day of July 1906; that there was born to her on said date a Male
 (Male or Female.)
 child; that said child was living March 4, 1906, and is said to have been named Wesley B. Campbell

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2 day of July 1906.

Notary Public.

JCC

199 *77B440*

Inc. 6-2

IN RE
Application for Enrollment of
MINOR CHILD

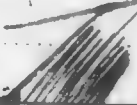
Act of Congress Approved
April 26, 1906.

..... **Wesley B. Campbell**

as a citizen of

..... **Cherokee** **Nation.**

RFB
Approved. **JAN. 14. 1907** 190...

.....

Commissioner.

RECEIVED

FILED

1906



COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Wesley B. Campbell, born on the 8th day of February, 1906.
(Here insert name of child)
Name of Father: Thomas Campbell a citizen of the U. S. ~~NATION~~
Name of Mother: Alena Campbell a citizen of the Cherokee Nation.
Tribal enrollment of father: 1,845 Tribal enrollment of mother: 1,845
Postoffice: Benge, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Alena Campbell, on oath state that I am 25 years of age and a citizen by adoption, of the Cherokee Nation; that I am the lawful wife of Thomas Campbell, who is a citizen, ~~XX~~ of the United States. ~~XXXX~~ that a male child was born to me on 8th day of February, 1906; that said child has been named Wesley B. Campbell and was living March 4, 1906.

Alena Campbell
Alena Campbell

WITNESSES TO MARK:

[Must be Two Witnesses]

Will Thomas
Carrie Morley

Subscribed and sworn to before me this 15 day of Dec, 1906.

W. B. Brown
W. B. Brown

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Mandy Benton, a Midwife, on oath state that I attended on Alena Campbell, wife of Thomas Campbell, on the 8th day of February, 1906; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Wesley B. Campbell.

Mandy Benton
Mandy Benton

WITNESSES TO MARK:

[Must be Two Witnesses]

Will Thomas
Carrie Morley

Subscribed and sworn to before me this 15 day of Dec, 1906.

W. B. Brown
W. B. Brown

Notary Public.

... 77B440

Inc C. 3

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 26, 1906.

..... Wesley B. Campbell

as a citizen of

..... Cherokee Nation.

REB
Approved..... 190...

.....
Commissioner.

Duplicate

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 7 1907

[Signature]
COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Wesley B. Campbell, born on the 8 day of February 1906
[Here insert name of child]
Name of Father: Thomas Campbell a citizen of the U. S. Nation.
Name of Mother: Alena Campbell a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: F. 845.
Postoffice: Benge, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Alena Campbell, on oath state that I am 25
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Thomas Campbell, who is a citizen, ~~xx~~
of the United States ~~NAT~~; that a male child was
[Male or Female]
born to me on 8 day of February 1906; that said child has been named
Wesley B. Campbell and was living March 4, 1906.

Alena Campbell

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2nd day of January 1907.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Amanda Benton, a Midwife, on oath state that I
attended on Alena Campbell, wife of Thomas Campbell
on the 8th day of February 1906; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Wesley B. Campbell

Amanda Benton

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 2nd day of January 1907.

Notary Public.

Cherokee F.
N. B. 440.

Muskogee, Indian Territory, July 10, 1906.

Elena Campbell,
Genge, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation
of Clifford Campbell, born June 30, 1902, and Wesley B.
Campbell, born February 8, 1906.

Respectfully,

Commissioner.

LMC

Cherokee F.
N. B. 440

Muskogee, Indian Territory, July 13, 1906.

Alena Campbell,

Benge, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Wesley B. and Clifford Campbell, as Cherokee freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman, under the name of Alena Campbell. Your name appears throughout the affidavits as to the birth of said children as Elena Campbell.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavits as Alena Campbell. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,

Incl.C-2
LMC

Commissioner.

Cherokee F.
N. B. 440.

Muskogee, Indian Territory, December 9, 1906.

Alena Campbell,
Benge, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Wesley B. and Clifford Campbell, as Cherokee freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman, under the name of Alena Campbell. Your name appears throughout the affidavits as to the birth of said children as Elena Campbell.

There are enclosed herewith two blank forms of birth affidavits, which you are requested to have properly executed and return to this office, your name to appear throughout the same as Alena Campbell. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,

Incl. C-3
LMC

Commissioner

Cher Fr M 441

Cher Fr M 441

441
JAC
CHEROKEE FREEDMAN
199

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved April 26, 1906

Emma Dunn
as a citizen of

Cherokee Nation

Approved JAN 14 1907 190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
JUL 10 1906

COMMISSIONER

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DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation

of Emma Vann, born on the 25 day of August 1907
[Here insert name of child]

Name of Father: William Vann, a citizen of the Cherokee Nation.

Name of Mother: Maggie Vann, a citizen of the Cherokee Nation.

Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman 3035-

143 Postoffice: St. Gibson, Ind. Ter.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Maggie Vann, on oath state that I am 27 years of age and a citizen by birth of the Cherokee Nation, that I am the lawful wife of William Vann, who is a citizen, by birth, of the Cherokee Nation; that a female child was born to me on 25 day of August 1907; that said child has been named Emma Vann, and was living March 4, 1906.

Maggie Vann
nee Maggie Johnson

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this 7 day of July 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Barbara Stans, a midwife, on oath state that I attended on Maggie Vann, wife of William Vann, on the 25 day of Aug., 1907; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Emma Vann.

WITNESSES TO MARK:

Must be Two
Witnesses

Subscribed and sworn to before me this 7 day of July 1906.

Notary Public.

CHEROKEE FREEDMAN

449

try

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46

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Buddie Vann.....

as a citizen of

Cherokee..... Nation.

Approved..... 190...

Commissioner.

RECEIVED BY THE ATTORNEY
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 6 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Buddie Vann, born on the 12 day of March 1904
[Here insert name of child]
Name of Father: William Vann a citizen of the Cherokee Nation.
Name of Mother: Maggie Johnson Vann a citizen of the " Nation.
Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee
Postoffice: St Gibson S. D.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Metem District.
I, Maggie Johnson Vann, on oath state that I am 23
years of age and a citizen by Birth of the Cherokee Nation;
that I am the lawful wife of William Vann, who is a citizen, by
Birth of the Cherokee Nation; that a Male child was
born to me on 12 day of March 1904; that said child has been named
Buddie Vann and was living March 4, 1906.

Maggie Johnson Vann

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this..... day of..... 1906.

My Commission Expires Feb. 9th, 1909.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Metem District.
I, Sarah Vann, a midwife, on oath state that I
attended on Maggie Johnson Vann, wife of William Vann
on the 12 day of March 1904; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Buddie
Vann

Sarah Vann

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this..... day of..... 1906.

My Commission Expires Feb. 9th, 1909.

Notary Public.

Jec

441
100 3713 447

L. C-7

IN RE
Application for Enrollment of
MINOR CHILD

Act of Congress Approved
April 28, 1906.

..... **Buddie Vann**

as a citizen of

..... **Cherokee** Nation.

6 Est
Approved **JAN 14 1907** 190.....

.....
[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

SEP 1 - 1906

[Signature]
COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Buddie Vann [Here insert name of child], born on the 12th day of March 1905.
Name of Father: William Vann a citizen of the Cherokee Nation.
Name of Mother: Maggie Vann a citizen of the Cherokee Nation.
Tribal enrollment of father: F. 143 Tribal enrollment of mother: F. 3035
Postoffice: Fort Gibson, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Mo. 10m District.

I, Maggie Vann on oath state that I am 23 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of William Vann, who is a citizen, by adoption of the Cherokee Nation; that a male child was born to me on 12th day of March 1905; that said child has been named Buddie Vann and was living March 4, 1906.

Maggie Vann

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 27 day of August 1906.

Hugh Corinne
Notary Public.

My Commission Expires Feb. 9th, 1909.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Mo. 10m District.

I, Sarah Vann a Midwife on oath state that I attended on Maggie Vann wife of William Vann on the 12th day of March 1905; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Buddie Vann.

Sarah Vann
mon

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 27 day of August 1906.

Hugh Corinne
Notary Public.

My Commission Expires Feb. 9th, 1909.

ME

Cherokee P-30

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.
CHEROKEE LAND OFFICE.
Tahlequah, I. T., December 2, 1904.

In the matter of the application of Tobe Johnson for the enrollment of himself, his wife, Patay, his children, Samuel and Maggie Johnson, his step-daughter, Ada Dennis and grand-daughter, Viola Johnson, ex-Cherokee freedmen.

SUPPLEMENTAL TESTIMONY.

William Vann, being sworn and examined by the Commission, testified as follows:

- Q What is your name? A William Vann.
Q How old are you? A 20.
Q What is your postoffice? A Ft. Gibson.
Q Are you a Cherokee freedmen? A Yes'm.
Q Have you married since you enrolled? A Yes'm.
Q What is the name of your wife? A Maggie Vann.
Q Is she the daughter of Tobe Johnson? A Yes'm.
Q Is she a Cherokee freedman? A Yes'm.
Q When were you married? A November 26, 1904.
Q Are you and she living together now? A Yes'm.

I, May Hudson, at ate upon oath that as stenographer to the Commission to the Five Civilized Tribes I correctly recorded the supplemental testimony in this case and that the foregoing is a true and complete transcript of my stenographic notes thereof.

May Hudson

Subscribed and sworn to before me this 3rd day of December, 1904.

Samuel Foreman
Notary Public.

32 2 MB # 441

IN RE
THE DEATH OF

Emma Vann

A CITIZEN OF THE

Cherokee

Nation

L.S.

Approved

SEP 22 1908

190

J. S. Wright

MB

Commissioner

DEPARTMENT OF THE INTERIOR,
Commissioner to the Five Civilized Tribes.

FILED

SEP 22 1908

J. S. Wright,

Commissioner

32

**Department of the Interior,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of Emma Vann

(Here insert name of deceased)

a citizen of the

Cherokee

Nation, who formerly resided at or near

(Here insert name of post office)

Ind. Ter., and died on the 9th

day of

March, 1908

, 1

AFFIDAVIT OF RELATIVE

State of Oklahoma,

County of Muskogee.

I, Maggie Vann

, on oath state that I am

22

years of age and a citizen, by

Freedman

, of the

Cherokee

Nation;

that my postoffice address is

Ft. Gibson, Oklahoma,

(Here insert name of postoffice)

Ind. Ter.; that I am

mother

(State relationship: as the father; an uncle; a cousin, etc.)

of

Emma Vann

(Here insert name of deceased)

who was a citizen, by Freedman

, of the

Cherokee

Nation

and that said

Emma Vann

(Here insert name of deceased)

died on the

9th

day of

March, 1908.

, 1

WITNESSES TO MARK:

x Maggie Vann

(Must Be Two
Witnesses)

Subscribed and sworn to before me this

15th day of

April

1908

my com. exp. Dec. 12, 1911

Ethia A. Murphy
Notary Public

AFFIDAVIT OF ACQUAINTANCE

State of Oklahoma,

County of Muskogee

I, Richard Walker

, on oath state that I am

26

years of age, and a citizen by

non-citizen

of the

Cherokee

Nation;

that my postoffice address is

Muskogee, Oklahoma

(Here insert name of postoffice)

Ind. Ter.;

that I was personally acquainted with

Emma Vann,

(Here insert name of deceased)

who was a citizen, by

Freedman

, of the

Cherokee

Nation;

and that said

Emma Vann

(Here insert name of deceased)

died on the

9th

day of

March, 1908.

, 1

WITNESSES TO MARK:

x Richard Walker
mark.

(Must Be Two
Witnesses)

Bernie Williams
John L. Haynes

Subscribed and sworn to before me this

15th day of

April,

1908

my com. exp. Dec. 12, 1911

Ethia A. Murphy
Notary Public

Cherokee F.
H. B. 449.

Muskogee, Indian Territory, July 10, 1906.

William Vann,

Fort Gibson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Buddie Vann, born March 12, 1905.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
H. B. 100
H.H.

DEPARTMENT OF THE INTERIOR.
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 12, 1906.

Maggie Vann,

Fort Gibson, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Buddie Vann, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman, under the name of Maggie Johnson, and evidence of your marriage to William Vann has been furnished. You sign the affidavit as to the birth of said child as Maggie Johnson Vann.

You are also advised that the notary before whom the affidavit was executed, failed to sign your affidavit as to the birth of said child and also the affidavit of the mid-wife who attended you at the birth of said child.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavit as Maggie Vann, and the signature of the notary before whom the affidavit is executed, to be attached to each

-2-

separate affidavit. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

A handwritten signature, likely of the Commissioner, is written in dark ink. It consists of a series of fluid, connected strokes, with a prominent horizontal line at the end.

Commissioner.

Incl.C-7
LMC

Cher Fr M 442

Cher Fr M 442

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

.....George E. Freeman.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE
FIVE CIVILIZED TRIBES.

FILED
JUL. 10, 1906.

TAMS BIXBY,
COMMISSIONER.

RECEIVED
JUL. 3-1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of George E. Freedman born on the 11th day of December 1905.
(Here insert name of child)
Name of Father: Osa Freedman a citizen of the Cherokee Nation.
Name of Mother: Gertie Freedman a citizen of the Cherokee Nation.
Tribal enrollment of father: Freedman D. Tribal enrollment of mother: Freedman D.
Postoffice: Hayden, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
.....Northern..... District.

I, Gertie Freedman, on oath state that I am twenty-six
years of age and a citizen by freedmanship of the Cherokee Nation;
that I am the lawful wife of Osa Freedman, who is a citizen, by
freedman rights, of the Cherokee Nation; that a male child was
(Male or Female)
born to me on 11th day of December 1905; that said child has been named
George E. Freedman and was living March 4, 1906.

(SEAL)

Gertie Freedman

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 2nd day of July 1906.

My Commission expired Sept. 26, 1909. W. D. Humphrey
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
.....Northern..... District.

I, Maria Mayfield, a midwife, on oath state that I
attended on Gertie Freedman, wife of Osa Freedman
on the 11th day of December 1905; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named George E. Freedman.

WITNESSES TO MARK:

her
Maryx Mayfield
mark

[Must be Two Witnesses] { James Nain
.....
Frank A. Hitchson

Subscribed and sworn to before me this 2nd day of July 1906.

(SEAL) W. D. Humphrey
My Commission expires Sept. 26, 1909. Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
GEORGE E. FREEMAN as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 3, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of George E. Freeman, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, George E. Freeman, is the minor child of Osa Freeman and Gertie Freeman, alleged Cherokee freedmen, and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on June 16, 1905, the application for the enrollment of said Osa Freeman, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes, and its action was, on July 6, 1906 (I.T.D. 8060-1905), approved by the Secretary of the Interior. It is further shown that on March 5, 1904, the application for the enrollment of said Gertie Freeman, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes, and its action was, on July 10, 1906 (I.T.D. 6428-1904, 110-1905), approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That George N. Freeman is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



Commissioner.

Dated at Muskogee, Indian Territory,
this FEB 16 1907

D.C.29153.
I.T.D.8060-1905.

J.F.Jr.

L.R.S.

DEPARTMENT OF THE INTERIOR, LHB
WASHINGTON.

July 6, 1906.

Commissioner to the Five Civilized Tribes,
Muskegee, Indian Territory.

Sir:

On June 16, 1905, the Commission to the Five Civilized Tribes transmitted the record, together with its decision dated June 16, 1905, in the matter of the applications for the enrollment of John Freeman et al. as Cherokee freedmen.

On July 1, 1903, the Commission to the Five Civilized Tribes rendered a decision in this case, in favor of most of the applicants.

On July 2, 1903, the attorneys for the Cherokee Nation requested a rehearing, alleging newly discovered evidence. This motion was denied by the Commission on July 27, 1903, for the reason that the nation had not exercised reasonable diligence in the filing of said motion. The attorneys for the nation appealed to the Department from the action of the Commission on September 17, 1903.

On April 4, 1904, the Department decided that the motion of the attorneys for the nation was reasonable and proper, and it accordingly remanded the case.

Reporting July 3, 1905, the Indian Office concurs in the decision of the Commission dated June 16, 1905. A copy of its letter is inclosed.

On September 7, 1905, the attorneys for the applicants filed a motion for review of the Commission's decision in this case. Said motion has been duly considered in connection with the case.

The Department considers that the evidence brought forth upon the rehearing shows clearly that the applicants did not return to the Indian Territory within the time specified in the decree of the Court of Claims rendered on February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. the Cherokee Nation et al.

The decision of the Commission to the Five Civilized Tribes is therefore affirmed, and the applications for the enrollment of John Freeman, Nettie Freeman, John H. Freeman, Elmora Freeman, Charlie Freeman, Jesse Freeman, Walter Freeman, Luther Freeman, Arizona Freeman, Ora Freeman, George Freeman, Carrie Freeman, Annie Freeman, Osa Freeman, Elisa Cannon, Mary Thompson, Clarence Thompson, Ethel Thompson, and Bessie Thompson as Cherokee freedmen are denied.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

1 inclosure.

Cherokee E.
N. B. 442.

Muskogee, Indian Territory, July 10, 1906.

Osa Freeman,

Hayden, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of George E. Freeman, born December 11, 1905.

Respectfully,

Commissioner.

LMC

D.C.29347.

J.S.Jr.

DEPARTMENT OF THE INTERIOR, LLB.
WASHINGTON.

I.T.D. 6428-1904.
110-1905.

July 10, 1906.

L.R.S.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

March 25, 1904, the Commission to the Five Civilized Tribes transmitted the record in the matter of the application for the enrollment of Louisa Gray and Gertie Freeman as Cherokee freedmen.

Reporting August 11, 1904, the Indian Office recommended that the Commission's decision, adverse to the applicants, be approved.

The attorneys for the nation have filed an argument in this case.

From the evidence it appears that J. G. Schrimsher met the husband of Louisa Gray returning with his family and some women to the Cherokee Nation in 1870. John and Mary Landrum both testify that the applicants returned to Big Creek in 1866, but that at that time the Webber, Meigs, Sanders, and Whitmire families had returned to the Cherokee Nation and were living on Big Creek.

As the Department has held that the families of these per-

-2-

some mentioned above did not return until after February 11, 1867,
it appears that the decision of the Commission is correct.
Said decision is hereby affirmed.

Respectfully,

Jesse B. Wilson,
Assistant Secretary.

Cherokee F.N.M.
442

Muskogee, Indian Territory, February 16, 1907.

Osa Freeman,
Hayden, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying the application for the enrollment of your child George H. Freeman as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-34
RA

Register

Cherokee F.W.B
442

Muskogee, Indian Territory, February 16, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying the application for the enrollment of George E. Freeman as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-36
RA

Muskogee, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137), of George H. Freeman as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes dated February 16, 1907, denying said application.

Respectfully,

Commissioner.

Encl. A-36

RA

Through the Commissioner
of Indian Affairs.

COPY.

DEPARTMENT OF THE INTERIOR,
Land.
18002-1907.
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 16, 1907, enclosing the record of proceedings in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. L., 137), of George E. Freeman as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying the application.

The record shows that George E. Freeman is the minor child of Osa Freeman and Gertie Freeman, and possesses no right to enrollment as a Cherokee freedman not possessed by his parents. It is further shown that the application for the enrollment of Osa Freeman as a Cherokee freedman was denied June 16, 1905, by the Commission to the Five Civilized Tribes, which decision was affirmed July 6, 1906 (I. T. D. 8060-1905), by the Secretary of the Interior. The record also shows that the application of Gertie Freeman for enrollment as a Cherokee freedman was denied on March 5, 1904, and the decision affirmed by the Department July 10, 1906 (I.T.D. 6428-1904). The applicant, therefore was not a child of parents who have been

-2-

enrolled as members of the Cherokee tribe, as required by the act under which application was made, and the Office recommends that the decision of Commissioner Bixby rejecting the application be affirmed.

Very respectfully,

C. F. Iarrabee,

EWE-D.

Acting Commissioner.

W.H.H.
J.P.

DEPARTMENT OF THE INTERIOR,

IRE.D.C.12639-1907. WASHINGTON.

I. T. D.

5694, 5712, 5714, 5716,
5726, 5768, 5808, 5822,
5826, 5834, 5850, 5852,
5860, 5866, 5870, 5772,
5880, 5910, 5916, 5934,
5942, 5946, 5948, 5950,
5954, 5960, 5970, 5972,
5996, 5998, 6000, 6002,
all 1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.	Date of your letter of transmittal.
Moses Hardrick, et al. (freedmen),	February 13, 1907.
Alexander M. Anderson,	February 21, 1907.
Willie Patrick,	February 19, 1907.
Leona Arreta Kincaide,	February 12, 1907.
Neema Worley Hicks, (freedman),	February 12, 1907.
James McGinnish,	February 2, 1907.
George W. Hill,	February 12, 1907.
Lydia M. Ward, et al. (freedmen)	February 12, 1907.
Mary E. Goker,	February 8, 1907.
Charlotte M. Laughlin, et al.,	February 21, 1907.
Jessie Lee Ligon, et al.,	February 15, 1907.
Joseph Hansen,	February 14, 1907.
John Earl Redearn, et al.,	February 15, 1907.
Minnie L. Pence, et al. (freedmen),	February 13, 1907.
Clark B. Germany,	February 19, 1907.
George E. Freeman (freedman),	February 16, 1907.

Title of Case.	Date of your letter of transmittal.
Mary J. Graybeard,	February 8, 1907.
Sarah Stagg et al.,	January 17, 1907.
Alverta Flemming, et al. (freedmen),	February 12, 1907.
Tyre Finley (freedman),	February 12, 1907.
Clarence Landrum, et al. (freedmen),	February 14, 1907.
Minnie E. Powell,	February 14, 1907.
D. H. Flourney,	February 2, 1907.
Sarah J. Martin,	February 14, 1907.
Elizabeth Coleman,	February 8, 1907.
Roxie Christine Bims,	February 16, 1907.
Ella Hill (freedman),	February 16, 1907.
Jane Langley,	February 6, 1907.
Frances Elizabeth Forbes,	February 12, 1907.
Isabelle J. Paris,	February 9, 1907.
Clarence Hill, et al. (freedmen),	February 12, 1907.
Mary Dean, et al. (freedmen),	January 18, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse R. Wilson,

Assistant Secretary.

32 enclosures, and
70 enclosures to Ind Of.,
with carbon hereof.

A. F. M.
1-2-07.

Cherokee N.
N.B.448

COPY

Muskogee, Indian Territory, March 22, 1907.

Geo Freeman,

Hayden, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, rejecting the application for the enrollment of your child, George E. Freeman, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-123
JME

SIGNED *Wams Bixby.*
Commissioner.

Cherokee F.
R-574 et al.

COPY

Muskogee, Indian Territory, March 22, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, rejecting the application for the enrollment of Moses Hardrick, et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Birby.*
Commissioner.

Encl.C-50
LMC

Cher Fr M 443

Cher Fr M 443

CHEROKEE FREEDMAN 443#

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 26, 1906.

.....Vernon G. Huddleston....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

F I L E D

JUL 11 1906

Tams Bixby,
Commissioner.

Received

Jul 3 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee..... Nation,
Vernon G. Huddleston..... born on the 8th day of December, 1903..
[Here insert name of child]
Name of Father: Lewis G. Huddleston..... a citizen of the United States..... Nation.
Name of Mother: Ella Huddleston..... a citizen of the Cherokee..... Nation.
Tribal enrollment of father..... Tribal enrollment of mother.....
Postoffice..... Hudson, Indian Territory.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern..... District. }

I, Ella Huddleston....., on oath state that I am Thirty-two....
years of age and a citizen by Freedman..... of the Cherokee..... Nation;
that I am the lawful wife of Lewis G. Huddleston....., who is a citizen, by
..... of the Cherokee..... Nation; that a male..... child was
born to me on 8th..... day of December..... 1903.; that said child has been named
Vernon G. Huddleston..... and was living March 4, 1906.

Ella Huddleston..

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 25th..... day of June..... 1906.

(SEAL)
My com. exp. Oct. 17, 1909

W. E. Ross.....
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Northern..... District. }

I, Mariah Hayden....., a midwife....., on oath state that I
attended on Ella Huddleston....., wife of Lewis G. Huddleston.....
on the 8th..... day of December..... 1903.; that there was born to her on said date a male.....
child; that said child was living March 4, 1906, and is said to have been named Vernon G. Huddleston.....
Huddleston.....

her
Mariah X Hayden.....
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { John C. Starr.....
Jessie Patten.....

Subscribed and sworn to before me this 25th..... day of June..... 1906.

(SEAL)
My Com. exp. Oct. 17, 1909.

W. E. Ross.....
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Vernon G. Huddleston as a Cherokee freedman.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 3, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Vernon G. Huddleston under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Vernon G. Huddleston, who was born December 8, 1903, and was living March 4, 1906, is the minor child of one Lewis G. Huddleston, a non-citizen of the Cherokee Nation, and Ella Huddleston, an alleged Cherokee freedman, and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on August 30, 1902, the application for the enrollment of the said Ella Huddleston was denied by the Commission to the Five Civilized Tribes, and its action was on November 28, 1902 (I.T.D. 5988, 6242, 6271, 6437, 6595, 6607, 6865, 6871 and 6964-1902), approved by the Secretary of the Interior; that on June 25, 1906, a motion for rehearing was filed in said case, and on January 9, 1907, said motion was forwarded to the Department for consideration.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Vernon G. Huddleston is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 16 1907

D.C.23527-1902.

J.P.
FEB.

DEPARTMENT OF THE INTERIOR.

WASHINGTON. November 28, 1902.

I.T.D. 5988, 6242-1902.
6271, 6437, 6595, 6607-1902.
6845, 6871, 6944-1902.

L.R.S.

Commission to the Five Civilised Tribes,
Muskegee, Indian Territory.

Gentlemen:

The Department has considered, in connection with the arguments presented, the consolidated case involving the application of Henry C. Hayden, for the enrollment of his wife, Maria Hayden, as a Cherokee Freedman, and himself as a Cherokee Freedman by intermarriage; the application of Sarah E. Buckner for the enrollment of herself and children, Arthur, Bessie and George W. Buckner, as Cherokee Freedmen, and for the enrollment of her husband, George B. Buckner, as a Cherokee Freedman by intermarriage; of Andy Rider for the enrollment of himself as a Cherokee Freedman, and the application of Ella Huddleston for the enrollment of herself and her child, Ora L. Huddleston, as Cherokee Freedmen.

The act of June 28, 1898 (30 Stat., 495), directs your Commission to

"Make a roll of Cherokee freedmen in strict compliance with the decree of the Court of Claims rendered the third day of February, eighteen hundred and ninety six."

On May 11, 1900, the Department stated that a roll was made under said decree, known as the "Clifton Roll", which was approved by the Department in 1897; that it has been claimed that said roll

contains many names not properly belonging there, but whether this fact influenced Congress to disregard that roll and direct, in said act of June 28, 1898, that a new one be made in strict compliance with said decree is immaterial, for the fact remains that the decree alone is to be taken as a guide for making the roll which your commission is to prepare; that it is your duty now to make a roll which shall include the names of all Cherokee citizens.

"Who are or were freedmen who had been liberated by voluntary act of their former owners or by law, as well as all free colored persons who were in the Cherokee country at the commencement of the rebellion, and were residents therein at the date of said treaty, or who returned thereto within six months thereafter, and their descendants."

On August 30, 1900, you rejected the applications, stating that Maria Hayden and her husband, Henry C. Hayden, were residents in the State of Kansas from 1866 until about 1873; that they did not remove to and take up their residence in the Cherokee Nation "until after that year;" that among those returning to the Cherokee Nation with the said Maria Hayden was the said Andy Rider, who appears to have been a member of the family; that Sarah E. Buckner was a miner and living with her mother in 1866; that she claims to have returned to the Cherokee Nation with her mother, Maria Hayden, and the evidence also shows that said Sarah E. Buckner resided with her husband in the State of Kansas for eight years or more after the year 1873, and you held that the preponderance of the evidence shows that the applications of those not claiming by intermarriage should be denied under section 21 of the act of June 28, 1898; also that no person is entitled to enrollment as a Cherokee freedman by intermarriage.

Maria Hayden was, it is alleged, a slave of a Cherokee Indian residing in the Cherokee Nation, and was taken to Kansas during the Civil War. It is testified, but not in a satisfactory manner, that she first returned to the Cherokee Nation in the Spring or summer of 1866, and again in the fall of that year, without her husband, and that she selected a tract of land and had erected thereon a little log cabin, which she did not occupy. Her husband lived in Kansas and did not go to the Cherokee Nation to live until the fall of 1873, though it was claimed he was there in 1867 and then stayed two months. Her son, Henry Still, appears to have bought at that time the place they are living on at present. Her name is not on the 1860 roll or the 1896 census roll. It is on the Wallace Roll and the Clifton Roll, which latter roll was made by virtue of a decree of the Court of Claims of February 3, 1896, mentioned in the act of June 28, 1898. The chief witnesses for the claimant, while testifying as to certain things having taken place from 1866 to 1867, and to having seen Mrs. Hayden in the Cherokee Nation at that time, are shown to be ignorant as to dates generally. There is wanting satisfactory evidence that the claimant removed to and took up her residence in the Cherokee Nation within the time specified in the treaty of 1866, from which a part of the quotation in departmental letter of May 11, 1900.

"Who are or were freedmen who had been liberated by voluntary act of their former owners or by law, as well as all free colored persons who were in the Cherokee country at the commencement of the rebellion and were residents therein at the date of said treaty, or who returned thereto within six months thereafter, and their descendants,"

was taken. It is testified by several witnesses for the Nation who

knew Hayden, and were near neighbors of him in Kansas, that he and his family including his wife, came to Kansas in 1865 and continued to live there until 1873; that Mrs. Hayden was there all the time, at least that if she was absent at all it was for very short periods, and not frequently. It also appears that Mrs. Hayden was married to Reuben Still; that they parted without a divorce before the civil war, and that she married Hayden in 1863 and again in the Cherokee Nation in 1874. Reuben Still died in 1879.

In regard to Mrs. Buckner and those claiming through her, it appears that she was born in 1856 in the Cherokee Nation, and she claims to have removed from Kansas to the Cherokee Nation with her mother, Maria Hayden, when a child in 1866, and stayed there for a short time until her mother sent her to school in Kansas; that she was in Kansas only during the school term of each year for several years, and that during vacations, she returned to the Cherokee Nation. March 21, 1874, at the age of 17, she married Buckner, a colored man and a citizen of the United States, under Cherokee license. She had previously married him in Kansas in 1873 at her father's home. She and all except one of her children, are on the Clifton Roll. After Sarah Buckner married she claims she lived at her mother's, and "lots of other places," in Kansas, except when in the Cherokee Nation; that she was in Kansas educating her children school months of several years, which appears must have been seven or eight months of each year. There is considerable vagueness and some contradictions in the testimony offered. Besides, the testimony is furnished by the Cherokee Nation that Buckner and his wife lived in Kansas many years after the civil war, before permanently locating in the Cherokee

kee Nation. While it may be probable that Mrs. Hayden and Mrs. Buckner were in the Cherokee Nation at certain periods in 1866 and 1867, though the testimony is very unsatisfactory on that point, and Mrs Buckner after her marriage was there in 1873, their homes were actually and legally with their husbands in Kansas.

As to Ella Huddleston and her child, it appears that her name is on the Clifton Roll, but not on the 1880 or 1896 rolls of the Cherokee Nation. She is the daughter of George B. Buckner and Sarah E. Buckner; was born in 1874 and was married in Kansas in 1898, and claims to have lived in the Cherokee Nation except when at school in Kansas. As to her home before marriage, it was with her mother, and as it has been found that her mother is not entitled to enrollment, it follows that these applicants are not entitled to enrollment.

In regard to Andy Rider, it appears that at the beginning of the rebellion he was the slave of a Cherokee citizen. His name is not on the 1880 or 1896 Cherokee rolls. It is on the Wallace and Clifton rolls. He claims to have been born in 1861 or 1862 in the Cherokee Nation, and to have been taken to Kansas during the civil war, and to have returned to the Nation in the fall of 1866 with Mrs. Hayden. He knows nothing as to this however, except what has been told him. It is alleged in the testimony in the Hayden and Buckner cases that he returned to the Nation with Mrs. Hayden and resided there with her or with Mrs Buckner. The testimony having been found not sufficient to show that Mrs. Hayden and Mrs Buckner had been residents in the Cherokee Nation in the time necessary, the applicant Andy Rider is not entitled to enrollment.

On September 13, 1902, Commissioner Broekinridge addressed a

communication to your commission, in which he states in regard to your decision, that he agrees that none of the applicants are entitled to enrollment; that he does not concur in the general statement that,

"No person is entitled to enrollment as a Cherokee Freedman by intermarriage;"

that as these applicants as such are not entitled to be so enrolled, it should be so stated; that he would not travel out of the case to express a general proposition that may give trouble in other cases and which he is not prepared to assent to.

Submitting the case September 30, 1902, the Commissioner of Indian Affairs holds that your decision is correct except as to the parties claiming as intermarried citizens. His reasons for so holding are set forth fully. A copy of his letter is enclosed.

A motion for rehearing has been made by the attorney for the applicants, claiming that it was erroneous to omit from the rolls being prepared by you, the names of persons on the Clifton roll. This question was settled by the Department on May 11, 1900. It is also alleged that your decision is not supported by the evidence; that you erroneously accepted incompetent, irrelevant and immaterial matter, and that you have misconstrued the law as to what constitutes residence. Rehearing is also asked because of "newly discovered evidence," and offer to show among other things that the witness Fallov, introduced by the Cherokee Nation as probably its most important witness, offered to testify to the exact opposite of the testimony he gave if he were paid for so doing.

The Department considers the reasons given not sufficient to

warrent granting the request. In view of the fact that on August 5, 1902, the Department in the matter of the application of Benjamin Crittenden, for the enrollment of his wife as an intermarried citizen, requested an expression of your views of the objections raised in that case by the Nation, on the ground that the woman was a colored person, but to which no answer has been received, and in view of the decision of the United States court rendered October 26, 1901, in the case of Buffington, et al, plaintiffs, against Henry L. Dawes, et al, defendants, in equity, No. 4424 (pending on appeal), the Department affirms your decision without expressing an opinion whether, under the act of June 28, 1898, persons are entitled to enrollment as Cherokee freedmen by intermarriage.

Respectfully,

Thos. Ryan,

Acting Secretary.

1 inclosure.

Cherokee F.
H. B. 448.

Muskogee, Indian Territory, July 18, 1906.

Miss Huddleston,

Hudson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application for
the enrollment as a citizen of the Cherokee Nation of Vernon
G. Huddleston, born December 8, 1903.

Respectfully,

Commissioner.

LMC

Cherokee Freedman
N. B. 443.

Muskogee, Indian Territory, February 16, 1907.

Lewis G. Huddleston,

Hudson, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying the application for the enrollment of Vernon G. Huddleston as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-48
NLE

Commissioner.

Register.

Cherokee Freedman
Y. B. 443

Muskegee, Indian Territory, February 16, 1907.

W. W. Hastings,
Attorney for the Cherokee Nation,
Muskegee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying the application for the enrollment of Vernen G. Huddleston as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-49.
MLE

Commissioner.

Waukegon, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 24, 1904 (33 Stat., 137), of Vernon G. Huddleston as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying said application.

Respectfully,

Encl. B-50
MLB

Commissioner.

Through the Commissioner
of Indian Affairs.

Land
18404-1907.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Copy

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Vernon G. Huddleston as a Cherokee freedman, together with the decision of Commissioner Bixby dated February 16, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

RFM. Ph.

D.C. 12842-1907

LRS

J.P.
O.K.

DEPARTMENT OF THE INTERIOR,

I.T.D.

7022, 7032, 7072, 7082-07 WASHINGTON.
7114, 7124, 7130, 7132-07
7134, 7136, 7138, 7140-07
7142, 7152, 7156, 7160-07
7162, 7174, 7176, 7180-07
7182, 7190, 7192, 7200-07
7202, 7216, 7218, 7224-07
7226, 7236, 7238, 7240-07
7244, 7250-07

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskegee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed.

Title of Case.	Date of Your Letter of Transmittal.
Sarah E. Sheek,	February 23, 1907
Vernon G. Huddleston (Freedman),	February 16, 1907
Edward T. Roberts, (intermarried),	February 23, 1907
Lillie Moffett Dodson,	February 23, 1907
Eugene and Lucinda Gordon	February 23, 1907
Sarah C. Brackett, (intermarried),	February 23, 1907
Andrus E. and Robert Leroy Stiles,	February 10, 1907
Leona and Margree Gunter (Freedmen),	February 23, 1907
Lydia V. Banks (Freedman),	February 23, 1907
Eliza and Mamma Denton, (Freedmen),	February 21, 1907
Batler Franklin Stevenson,	February 21, 1907
Charlie M. Blackwell, (Freedman),	February 23, 1907
Sam Dano et al.,	February 23, 1907
Emeline Weaver, (intermarried),	February 23, 1907
John P. Scruggs, (intermarried),	February 23, 1907
Sarah E. Parks, (intermarried),	February 20, 1907

Title of Case.	Date of Your Letter of Transmittal.
Isorecia Tidwell, (intermarried)	February 23, 1907.
John Wilkerson, (intermarried),	February 20, 1907.
Dennie Mackay (Freedman),	February 11, 1907.
Lacy Antoine, (intermarried),	February 23, 1907.
Mary E. Bible, (intermarried),	February 4, 1907.
Georgia Hurry (Freedman),	February 18, 1907.
Nicholas Landrum, Jr. (Freedman),	February 23, 1907.
Oliver and Cordelia A. Fields (Freedman),	February 23, 1907.
Josephine Harris (Freedman),	February 25, 1907.
John E. Hildebrand,	February 23, 1907.
Oscar E. Appelman,	February 20, 1907.
Mary A. J. Wynn,	February 23, 1907.
Seraidine Montgomery (Freedman),	February 23, 1907.
Martha Tidwell,	February 23, 1907.
Emily L. Brown, (intermarried),	February 2, 1907.
Hallie Fourkiller,	February 23, 1907.
Mary Harris et al. (Freedman),	February 12, 1907.
Elias J. Baunhofer, et al.,	February 25, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) B. A. Hitchcock,

Secretary.

34 inc. and 68 inc.
for Indian Office.

Cherokee F.
H. 31-443.

Muskogee, Indian Territory, March 29, 1907.

Lewis G. Huddleston,
Hudson, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, rejecting the application for the enrollment of your child, Vernon G. Huddleston, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

W. D. Rodgers
Acting Commissioner.

Encl. G-31
LMC

Cherokee
Bells et al.

Muskogee, Indian Territory, March 22, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decisions of the
Commissioner to the Five Civilized Tribes, rejecting the
applications for the enrollment of Sarah E. Shook, et al.,
as citizens of the Cherokee Nation, were affirmed by the
Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith
a copy of Departmental decision referred to.

Respectfully,

J. D. Rodgers,
Acting Commissioner.

Encl. B-44
LMS

Cher Fr M 444

Cher Fr M 444

Ex. N. B. 1111

IN RE

Application for Enrollment of

INFANT CHILD

Bertha Hawkins.

as a citizen of

Cherokee

Nation.

Approved, _____ 190

Commissioner.

SEP 14 190

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,
of Bertha Hawkins, born on the 26th day of August, 1892.
(Here insert name of child)
Name of Father: Dick Anderson, a citizen of the Creek Nation.
Name of Mother: Ellen Hawkins, a citizen of the Cherokee Nation.
Post-office, Haskell Ind. Terr.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Western District.

I, Ellen Hawkins, on oath state that I am 23
years of age and a citizen, by descent from freedmen, of the Cherokee Nation;
that I am ^{not} the lawful wife of Dick Anderson, but was seduced by said Dick Anderson who is a citizen, by descent
from freedmen, of the Creek Nation; that a female child was
(male or female.)
born to me on the 26th day of August, 1892 that said child has been
named Bertha Hawkins, and is now living.

WITNESSES TO MARK

(Must be Two
Witnesses)

J. J. Walrond.
G. H. Alexander

Ellen Hawkins

Subscribed and sworn to before me this 25th day of April, 1903

J. J. Walrond.

Commission Expires 1906-7-1 NOTARY PUBLIC.

AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA,
INDIAN TERRITORY,
Western District.

I, Eliza Drew, midwife, on oath state that I
attended on Mrs. Ellen Hawkins, ^{who was} seduced by Dick Anderson,
on the 26th day of August, 1892, that there was born to her on
said date a female child; that said child is now living and is said to have been
(male or female.)
named Bertha Hawkins born

WITNESSES TO MARK

(Must be Two
Witnesses)

J. J. Walrond.
G. H. Alexander

Eliza Drew
mark

Subscribed and sworn to before me this 25th day of April, 1903

J. J. Walrond

Commission Expires 1906-7-1 NOTARY PUBLIC.

CHEROKEE 100 FREEDMAN 444.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

.....Bernice Hawkins.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE
FIVE CIVILIZED TRIBES.

FILED
JUL, 10, 1906.

TAMS BIXBY,
COMMISSIONER/

RECEIVED
JUL 6, 1906.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Bernice Hawkins, born on the 3rd day of December, 1905.
(Here insert name of child)
Name of Father: Auther A. Hawkins a citizen of the United States Nation.
Name of Mother: Eliza Hawkins a citizen of the Cherokee Freedman Nation.
States
Tribal enrollment of father: Citizen of United States Tribal enrollment of mother: Cherokee freedman
Postoffice: Vinita, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District.

I, Eliza Hawkins, on oath state that I am 27
years of age and a citizen by Freedman of the Cherokee Freedman Nation;
that I am the lawful wife of Auther A. Hawkins, who is a citizen, by
of the United States Nation; that a Female child was
(Male or Female)
born to me on 3rd day of December, 1905; that said child has been named
Bernice Hawkins, and was living March 4, 1906.

Eliza Hawkins

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 5th day of July, 1906.

My commission expires Jan. 1st, 1910. Earl Walker
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }
Northern District.

I, Dr. L. Bagby, a Physician, on oath state that I
attended on Eliza Hawkins, wife of Auther A. Hawkins,
on the 3rd day of December, 1905; that there was born to her on said date a Female
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named Bernice Hawkins.

Louis Bagby, M.D.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 5th day of July, 1906.

My Commission expires Jan. 1st, 1910. Earl Walker
Notary Public.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of
Bernice Hawkins as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 6, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Bernice Hawkins under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Bernice Hawkins, is the minor child of Auther A. Hawkins, a non citizen of the Cherokee Nation, and Eliza Hawkins, an alleged Cherokee freedman, and possesses no right to enrollment as a Cherokee freedman, not possessed by her said parents. It is further shown that the application for the enrollment of said Eliza Hawkins, as a Cherokee freedman, was denied by the Commissioner to the Five Civilized Tribes February 28, 1907, and his decision was, on said date, forwarded the Department for review.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Bernice Hawkins is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.

Dated at Muskogee, Indian Territory,
this FEB 28 1907



Commissioner

Cherokee F.
N. B. 444.

Muskogee, Indian Territory, July 10, 1906.

Eliza Hawkins,
Vinita, Indian Territory

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Bernice Hawkins, born December 3, 1905.

Respectfully,

Commissioner.

LMC

Cherokee N.B.

444

COPY

Muskogee, Indian Territory, February 28, 1907.

Auther A. Hawkins,

Vinita, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your child, Bernice Hawkins, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

SIGNED *Tams Birby.*

Commissioner.

ENC.

Enc. EC.20.

Register.

COPY

Muskogee, Indian Territory, February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Bernice Hawkins as a Cherokee freedman, together with the decision of the Commissioner dated February 28, 1907, refusing to receive said application.

Respectfully,

SIGNED *[Signature]*

Commissioner.

ERC.

Enc. NO-22.

Through the Commissioner
of Indian Affairs.

Cherokee X N.B.

444

COPY

Muskogee, Indian Territory, February 26, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, rejecting the application for the enrollment of Bernice Hawkins, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

SIGNED *Tams Bixby.*

Commissioner.

MRC.

Enc. MC. 21.

COPY
DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
WASHINGTON.

Lam.

March 4, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the following records of the Commissioner to the Five Civilized Tribes, in Cherokee freedman cases wherein the Commissioner rejected the applicants.

- 21880- Master Jones and her children, Willie, Ralph, Allie, Maggie, Joe and Earl Jones.
- 21886- Emily Lowery, Ann Ward, Rhoda Ellis, Willie Silas, Araminta, Louisa, Edgar, Almira, Thomas Mattie, Sindy, Frank and Jane Colbert, Eliza Marsh, Fannie McCoy, Green McCoy, and Lillie Colbert.
- 21896- Elias Mann;
- 21894- Bernice Hawkins.

After an examination of the records in these cases the Commissioner determined that they were not entitled to enrollment and rejected them. An examination of the cases has been made in this Office and it is believed that the decision of the Commissioner is correct. It is therefore recommended that it be approved.

Respectfully,

C. F. Larrabee,

Acting Commissioner.

KKH:GH

D.C. 13267

(C O P Y)

SPECIAL

J.P.
W.H.M.

DEPARTMENT OF THE INTERIOR,
WASHINGTON.

I.T.D. 24284-1906.

7662-1907.

8040-1907.

8052-1907.

L.R.S.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.	Date of your letter of transmittal.
Nancy Fairchild, et al. (freedmen),	June 27, 1907.
Elizabeth Lawrence (by intermarriage)	February 20, 1907.
(Easter Jones, et al. (freedmen)	February 27, 1907.
(Emily Lowery, et al. (freedmen),	February 28, 1907.
(Elias Vann (freedman),	February 28, 1907.
(Bernice Hawkins (freedman),	February 28, 1907.
John J. Harrison et al. (as citizens)	February 26, 1907.

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson.

Acting Secretary.

4 enclosures and
15 enclosures to Ind. Of.,
with copy hereof

McM

3-5-07.

Cherokee P.
N. B. 444.

Muskogee, Indian Territory, March 26, 1907.

Author A. Hawkins,
Vinita, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your minor child, Bernice Hawkins, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. C-63
LMC

Geo. D. Rodgers.
Acting
Commissioner.

Cherokee F.
N. B. 444.

Muskogee, Indian Territory, March 28, 1907.

W. W. Hastings,
Attorney for Cherokee Nation,
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of Bernice Hawkins, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. C-65
LMC

Geo. D. Rodgers.
Acting Commissioner.



Cher Fr M 445

Cher Fr M 445

see
CHEROKEE FREEDMAN

445

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Robert Reynolds

as a citizen of

Cherokee Nation.

ENR
Approved JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]
Commissioner

RECEIVED

JUN 29 1906

7340

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,
 of Robert Reynolds born on the 13 day of Nov 1902
(Here insert name of child)
 Name of Father: Peter Reynolds a citizen of the U.S. Nation
 Name of Mother: Amanda Reynolds a citizen of the CHEROKEE Nation
 Tribal enrollment of father - Tribal enrollment of mother 23147
 Postoffice St. Gibson, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.
 I, Amanda Reynolds, on oath state that I am about 32
 years of age and a citizen by adoption of the CHEROKEE Nation;
 that I am the lawful wife of Peter Reynolds, who is a citizen, by
U.S. Nation; that a male child was
[Male or Female]
 born to me on 13 day of Nov 1902; that said child has been named
Robert Reynolds and was living March 4, 1906.

WITNESSES TO MARK

[Must be Two
Witnesses]

J. M. N. Tolson
Edmund W. Fincher
 Subscribed and sworn to before me this 29 day of June 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.
 I, Lettie Thompson, a midwife, on oath state that I
 attended on Amanda Reynolds wife of Peter Reynolds
 on the 13 day of Nov 1902; that there was born to her on said date a male
[Male or Female]
 child; that said child was living March 4, 1906, and is said to have been named
Robert Reynolds.

WITNESSES TO MARK

[Must be Two
Witnesses]

J. M. N. Tolson
Ans Meadows Jr.
 Subscribed and sworn to before me this 30 day of June 1906.

Notary Public.

CHEROKEE FREEDMAN

445

7 340

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 22, 1906.

Vice Reynolds

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 3 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Vice Reynolds (Here insert name of child), born on the 1st day of Dec. 1904.
Name of Father: Peter Reynolds a citizen of the U.S. None.
Name of Mother: Amanda Reynolds a citizen of the Cherokee Nation.
Tribal enrollment of father: Tribal enrollment of mother: Roll No. F. 3147,
Postoffice: Fort Gibson, Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
..... Western District.

I, Amanda Reynolds, on oath state that I am 22
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Peter Reynolds, who is a citizen, bx
..... of the U. S. Nation; that a male child was
(Male or Female)
born to me on 1st day of December 1904; that said child has been named
Vice Reynolds and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 29 day of June 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
..... Western District.

I, Joanna Daniels, a mid-wife, on oath state that I
attended on Amanda Reynolds, wife of Peter Reynolds
on the 1st day of Dec. 1904; that there was born to her on said date a male
(Male or Female)
child; that said child was living March 4, 1906, and is said to have been named
Vice Reynolds

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 29th day of June 1906.

Notary Public.

My commission expires Mar. 15, 1910.

CHEROKEE FREEDMAN

445

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 28, 1906.

Vice Reynolds

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

[Signature]

COMMISSIONER

*Received
Jan 29-06*

360

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Vice Reynolds [Here insert name of child], born on the 1st day of December, 1904.
Name of Father: Peter Reynolds a citizen of the Cherokee Nation.
Name of Mother: Amanda Reynolds a citizen of the Cherokee Nation.
Tribal enrollment of father: Cherokee Freedmen Tribal enrollment of mother: Cherokee Freedmen
Postoffice: Fort Gibson P.O.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western

District.

I, Amanda Reynolds on oath state that I am 22
years of age and a citizen by blood of the Cherokee Nation;
that I am the lawful wife of Peter Reynolds who is a citizen, by
marriage of the Cherokee Nation; that a male child was
born to me on 1st December, 1904; that said child has been named
Vice Reynolds and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

E. C. Gilliland

Subscribed and sworn to before me this

29th

day of

June

1906.

E. C. Gilliland

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western

District.

I, Joanna Daniels a mid-wife on oath state that I
attended on Amanda Reynolds wife of Peter Reynolds
on the 1st day of Dec, 1906; that there was born to her on said date a Male
child; that said child was living March 4, 1906, and is said to have been named Vice Reynolds

WITNESSES TO MARK:

[Must be Two
Witnesses]

E. C. Gilliland

L. J. Garrit

Subscribed and sworn to before me this

29th

day of

June

1906.

E. C. Gilliland

Notary Public

CHEROKEE FREEDMAN

199

7MB 445-

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

..... Vice Reynolds

as a citizen of

..... Cherokee Nation

B.E.V.
Approved. JAN 14 1907 190...

.....
Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED
AUG 17 1906

[Signature]
COMMISSIONER

RECEIVED

JUL 23 1906

Inc C-V

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Vice Reynolda [Here insert name of child], born on the 1st day of December 1904
Name of Father: Peter Reynolds a citizen of the U. S. ~~STATE~~
Name of Mother: Amanda Reynolds a citizen of the Cherokee Nation.
Tribal enrollment of father: _____ Tribal enrollment of mother: T. 3147
Postoffice: Fort Gibson, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,
_____ District.

I, Amanda Reynolds, on oath state that I am 22
years of age and a citizen by adoption of the Cherokee Nation;
that I am the lawful wife of Peter Reynolds, who is a citizen, ~~by~~
_____ of the United States ~~STATE~~ that a male child was
[Male or Female]
born to me on 1st day of December 1904; that said child has been named
Vice Reynolds and was living March 4, 1906.

Amanda Reynolds
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Gonist Daniels (Gonist Daniels)
Mish Daniels (Mish Daniels)

Subscribed and sworn to before me this 23rd day of July 1906.

E. C. Gilliland
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,
Western District.

I, Joanna Daniels, a midwife, on oath state that I
attended on Amanda Reynolds, wife of Peter Reynolds
on the 1st day of December 1904; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Vice Reynolds

Joanna Daniels
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Gonist Daniels (Gonist Daniels)
Mish Daniels (Mish Daniels)

Subscribed and sworn to before me this 23 day of July 1906.

E. C. Gilliland
Notary Public.

CERTIFICATE OF RECORD.

United States of America,
INDIAN TERRITORY,
Northern District

ss.

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in

day of December 1901, at

WITNESS my hand and seal of said Court at Muskogee

this

day of December

Chas. Davidson

By

FILED
JUL 10 1906

COMMISSIONER

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE DEPT. OF THE INTERIOR

DAVIDSON,
U. S. Court

NOV 2 1901

MARRIAGE LICENSE



State of America,

INDIAN TERRITORY,

Northern District.

SS.

No. 417

Authorized by Law to Solemnize Marriage---Greeting:

I Hereby Commanded to solemnize the Rite and publish the

between Mr. Pete Reynolds

of Gibson, in the Indian Territory, aged 24 years, and

Miss Mauda Mayfield of Ford Gibson, in the

Indian Territory, aged 23 years, according to law, and do you officially sign and return this License to the parties herein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this 2nd day of

November, A. D. 1901

John A. [Signature]

Clerk of the U. S. Court.

By

W. R. Shaeffer

Deputy.

CERTIFICATE OF MARRIAGE.



United States of America,

INDIAN TERRITORY

Northern District.

SS.

I,

Am

, a Minister of the Gospel,

DO HEREBY CERTIFY, that on the 3 day of November, A. D. 1901,

I did solemnize and according to law as commanded in the foregoing License, the Rite and publish

the Banns of Matrimony between the parties therein named.

WITNESS my hand this 3 day of November, A. D. 1901.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book

6

Page

97

W. J. Daniel

A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the amount of One Hundred Dollars (\$100.00).

Cherokee F.
N. B. 445.

Muskogee, Indian Territory, July 10, 1903.

Amanda Reynolds,

Fort Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation
of Vice Reynolds, born December 1, 1904, and Robert
Reynolds, born November 13, 1902.

Respectfully,

Commissioner.

LMC

Cherokee F
N. B. 445.

Muskogee, Indian Territory, July 25, 1906.

Amanda Reynolds,

Fort Gibson, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Vice Reynolds, as a Cherokee freedman, you are advised that the notary before whom the affidavit was executed is a witness to the signature by mark of the midwife who attended you at the birth of said child.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, having all signatures by mark, witnessed by two persons other than the notary before whom the affidavit is executed. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl. C-3
IMC

Commissioner.



Cher Fr M 446

Cher Fr M 446

see F 440
CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

INFANT CHILD

Theodora Sanders

as a citizen of

CHEROKEE NATION

GAL
Approved **JAN 14 1907** 190

[Signature]
Commissioner.

For Sale by Leader Printing Co., Vinita, I. T.

COMMISSIONER TO FREE FIVE CIVIL RIGHTS

FILED

JUL 10 1906

[Signature]
COMMISSIONER

MAY 2 - 1906 *[Signature]*

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR

COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,
 of Ind Terr born on the 13 day of July, 1903
 Name of Father: Benjamin Sanders, a citizen of the Cherokee Nation,
 Name of Mother: F. Luten Sanders, a citizen of the N. A. Nation.
 Post-office Centralia I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, }
 INDIAN TERRITORY, } ss.
 Northern District

I, F. Luten Sanders, on oath state that I am 24
 years of age and a citizen, by marriage, of the Cherokee Nation;
 that I am the lawful wife of Benjamin Sanders, who is a citizen, by
blood, of the Cherokee Nation, that a Male child was
 (male or female)
 born to me on the 13 day of July, 1903; that said child has
 been named Theadora Sanders, and is now living.

WITNESSES TO MARK:

[Must be two]
Witnesses

P. H. Graham
Melton & Anderson

Subscribed and sworn to before me this 30 day of April, 1906

J. C. Montgomery
 Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE

UNITED STATES OF AMERICA, }
 INDIAN TERRITORY, } ss.
 Northern District

I, Maggie Rowan, a Mid wife on oath state that I
 attended on Mrs. F. Luten Sanders, wife of Benjamin Sanders
 on the 13 day of July, 1903; that there was born to her on
 said date a male child; that said child is now living and is said to
 have been named Theadora Sanders

WITNESSES TO MARK:

[Must be two]
Witnesses

P. H. Graham
Melton & Anderson

Subscribed and sworn to before me this 30 day of April, 1906

J. C. Montgomery
 Notary Public

CHEROKEE FREEDMAN

446

IN RE

Application for Enrollment of

INFANT CHILD

Ray Sanders

as a citizen of

CHEROKEE NATION

Approved 190

Commissioner.

For Sale by Leader Printing Co., Vinita, I. T.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 10 1906

COMMISSIONER

MAY 2 - 1906

Roll 2655

Card 1120

BIRTH AFFIDAVIT

DEPARTMENT OF THE INTERIOR

COMMISSION TO THE FIVE CIVILIZED TRIBES

IN RE Application for Enrollment, as a citizen of the Cherokee Nation,
 of And Jarr born on the 20 day of Jan, 1906
 Name of Father: Benjamin Sanders, a citizen of the Cherokee Nation,
 Name of Mother: Fletcher Sanders, a citizen of the Cherokee Nation.
 Post-office _____

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,
 INDIAN TERRITORY,
 Northern District.

I, Fletcher Sanders, on oath state that I am 24
 years of age and a citizen, by Maggie, of the Cherokee Nation;
 that I am the lawful wife of Benjamin Sanders, who is a citizen, by
blood, of the Cherokee Nation, that a Male child was
 born to me on the 20 day of Jan, 1906; that said child has
 been named Ray Sanders, and is now living.

WITNESSES TO MAKE:

[Must be two
Witnesses]

Benjamin Sanders
Or Nelson & Anderson

Subscribed and sworn to before me this 30 day of April, 1906

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE

UNITED STATES OF AMERICA,
 INDIAN TERRITORY,
 Northern District.

I, Maggie Rowa, a Midwife on oath state that I
 attended on Mrs. Fletcher Sanders, wife of Benjamin Sanders
 on the 20 day of Jan, 1906; that there was born to her on
 said date a Male child; that said child is now living and is said to
 have been named Ray Sanders.

WITNESSES TO MAKE:

[Must be two
Witnesses]

Benjamin Sanders
Or Nelson & Anderson

Subscribed and sworn to before me this 30 day of April, 1906

Notary Public

yes
CHEROKEE FREEDMAN

190

F 713 446

Ind C-6

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 23, 1906.

Ray Sanders

as a citizen of

Cherokee

Nation.

667
Approved

JAN 14 1907

190

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 20 1906

COMMISSIONER

RECEIVED

JUL 18 1906

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
of Ray Sanders, born on the 20th day of January 1906
[Here insert name of child]
Name of Father: Benjamin Sanders a citizen of the Cherokee Nation.
Name of Mother: Fleeter Sanders a citizen of the U. S. Nation.
Tribal enrollment of father: 2655 Tribal enrollment of mother: _____
Postoffice: Centralia, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Fleeter Sanders, on oath state that I am 24
years of age and a citizen of of the United States State,
that I am the lawful wife of Benjamin Sanders, who is a citizen, by
adoption of the Cherokee Nation; that a male child was
[Male or Female]
born to me on 20 day of January 1906; that said child has been named
Ray Sanders and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 14 day of July 1906.

Cam Ex Oct 30-1907

J. C. Montgomery

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Bettie Thompson, a mid wife, on oath state that I
attended on Fleeter Sanders wife of Benjamin Sanders
on the 20 day of January 1906; that there was born to her on said date a male
[Male or Female]
child; that said child was living March 4, 1906, and is said to have been named
Ray Sanders.

WITNESSES TO MARK:

[Must be Two
Witnesses]

Subscribed and sworn to before me this 14 day of July 1906.

Cam Ex Oct 30-1907

J. C. Montgomery

Notary Public.

Department of the Interior,
Commission to the Five Civilized Tribes,
Nowata, I. T., June 23, 1901.

In the matter of the application of Benjamin Sanders for the enrollment of himself as a Cherokee Freedman; being sworn and examined by Commissioner Needles and examined by the Commission, he testified as follows:

Q What is your name? A Benjamin Sanders.
Q How old are you? A About 33.
Q What is your postoffice address? A Centralia, I. T.
Q What district are you living in? A Coowescoowee.
Q Do you apply for anyone else besides yourself? A No sir.
Q Have you any children you want to enroll? A No sir.
Q Have you lived in the Cherokee Nation all the time? A Yes sir.
Q You are living here at the present time? A Yes sir.
Q What is the name of your father? A Daniel Sanders.
Q Is he living? A Yes sir.
Q He is a Cherokee Freedman? A Yes sir.
Q What is the name of your mother? A Malinda Sanders.
Q Is she living? A Yes sir.
Q Is she a Cherokee Freedman? A Yes sir.
Q Is your name upon the roll of 1880? A Yes sir.
Q You have never applied for enrollment in any other tribe or nation have you? A No sir.

1880 authenticated roll of citizens of the Cherokee Nation examined and applicant identified on page 171 #2543 Benj. Sanders, Coowescoowee Dist, adopted roll'd 1896 census roll of citizens of the Cherokee Nation examined and applicant identified on page 420 #562 Benjamin Sanders, Coowescoowee District.

Q What is the name of your wife? A Freeda Hester.
Q Is she living? A Yes sir.
Q Were you ever married before you married this wife? A Yes sir.
Q What is the name of your first wife? A Carrie.
Q Is she on the 1880 roll? A Yes sir.
Q What is her name at the present time? A Carrie Alberty.

Commission: Benjamin Sanders applies for the enrollment of himself as a Cherokee Freedman; he is duly identified upon the authenticated roll of 1880 and the census roll of 1896, as a Cherokee Freedman; he makes satisfactory proof as to his residence in the Cherokee Nation, and will be duly listed for enrollment as a Cherokee Freedman.

M.D. Green, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he correctly recorded the testimony and proceedings in this case and that the foregoing is a true and complete transcript of his stenographic notes thereof.

M.D. Green

Subscribed and sworn to before me this July 11, 1901.

[Signature]

Commissioner F.

71120

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES

FILED
JUL 16 1901

ACTING CHAIRMAN

United States of America, } ss.
INDIAN TERRITORY, }
Northern District. }

Shirley Friedman 1120

4th day of April A. D. 1901
Chas. D. Davidson Clerk.

FEB 9 1961

CHAS. A. DAVIDSON,
Clerk, U. S. Courts.

By

DEPARTMENT OF THE INTERIOR
COMMISSION TO THE FIVE CIVILIZED TRIBES
FILED
OCT 30 1901

ACTING CHAIRMAN

Deputy:

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

五五五五五

JAN 10 1907

1907
COMMISSIONER

DEPARTMENT OF THE INTERIOR,
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FIELD

NOV 5 1961

1901

ACTING CHAIRMAN

0211

MARRIAGE LICENSE



United States of America, }

ss.

No 1071

INDIAN TERRITORY,
Northern District.

To Any Person Authorized by Law to Solemnize Marriage--Greeting:

You are Hereby Commanded to Solemnize the Rite and publish the

Banns of Matrimony between Mr. *Benjamin Sanders*
of *Centralia* in the Indian Territory, aged *31* years, and
Miss *Fleetor Hester* of *Centralia*, in the
Indian Territory, aged *18* years, according to law, and do you officially sign and return this
License to the parties therein named.

WITNESS my hand and official seal at *Winita*, Indian Territory, this *16* day of
November, A. D. 190*0*

Charles A. Davidson
Clerk of the U. S. Court.

By *G. A. Chandler* Deputy.

CERTIFICATE OF MARRIAGE.



United States of America, }

ss.

INDIAN TERRITORY,
Northern District.

I, *R. W. Sanders*, a Minister of the Gospel,

DO HEREBY CERTIFY, that on the *17* day of *November*, A. D. 190*0*,

I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish
the Banns of Matrimony between the parties therein named.

WITNESS my hand this *17* day of *November*, A. D. 190*0*

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book

Page

R. W. Sanders

A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District,
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the
amount of One Hundred Dollars (\$100.00).

Cherokee N.B.
48.

Muskogee, Indian Territory, June 18, 1906

Benjamin Sanders,
Centralia, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your children, Theodore and Ray Sanders, as citizens of the Cherokee nation, you are advised that from the information contained in the affidavits as to said children's birth this office is unable to identify you upon its records as an applicant for enrollment as a citizen of the Cherokee nation. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled. You are also directed to forward, with your reply, either the original or a certified copy of the marriage license and certificate of yourself and said children's mother.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee T.

N. B. 446.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 10, 1906.

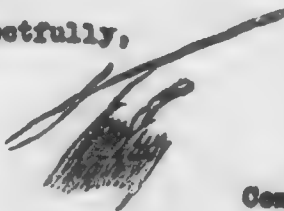
Benjamin Sanders,

Centralia, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications
for the enrollment as citizens of the Cherokee Nation
of Ray Sanders, born January 20, 1906, and Theodora
Sanders, born January 20, 1906.

Respectfully,



Commissioner.

LMC

July 13 - 1906
Theodora

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.
H. B. 446.

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 12, 1906.

Benjamin Sanders,

Centralia, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Ray Sanders, as a Cherokee freedman, you are advised that the notary before whom the affidavit was executed, failed to sign the affidavit of the mother as to the birth of said child.

There is enclosed herewith a blank form of birth affidavit, which you are requested to properly execute and return to this office, the signature of the notary before whom the affidavit is executed, to be attached to each separate affidavit. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,



Commissioner.

Incl.C-6
LMO

T. R. MONTGOMERY, PRESIDENT
E. C. PERMAN, VICE PRESIDENT
T. C. MONTGOMERY, CASHIER

7708

First National Bank

CAPITAL STOCK, \$25,000

Centralia, Indian Territory.

July, 15 1906

Commissioner to Five Civilized Tribes

Muskogee, I.T.

Dear Sir:- I enclose the application for Ben Sanders aff. for child
You have the affidavit of birth of Theodore Sanders wrong as it should be
July 13 1903. Please return and have same corrected if this is not O.K.

Yours Very Truly,

T.C.M. Montgomery Cashier.

7 NB 446

INDEXED

29886

Montgomery, C. T.,
Centralia, I. T.,
Cherokee Nation,
July 15, 1906.

Transmits B. C. of Ben Sanders
and asks that B. C. of Theodore
Sanders be returned for correction.

CHEROKEE ENROLLMENT

Cher Fr M 447

Cher Fr M 447

447

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906.

Clara Vann.....

as a citizen of

Cherokee..... Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

July 10 1906

COMMISSIONER

RECEIVED

JUL 6 1906

22
158
737
702

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Clara Vann, born on the 18 day of Feb, 1906,
 (Insert name of child)
 Name of Father: Lillie Forman a citizen of the Cherokee Nation.
 Name of Mother: Lillie Vann a citizen of the Cherokee Nation.
 Tribal enrollment of father: Fredman Tribal enrollment of mother: Immedial
 Postoffice: Melvin I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Lillie Vann, on oath state that I am 19
Immedial years of age and a citizen by BIRTH of the Cherokee Nation;
 that I am the lawful wife of _____, who is a citizen, by
 _____ of the _____ Nation; that Female child was
 (Male or Female)
 born to me on 18 day of Feb, 1906, that said child has been named
Clara Vann and was living March 4, 1906.
Lillie Vann

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 29 day of June, 1906.

Notary Public.

My Commission Expires Feb. 9th, 1909.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Louisa Brann Midwife, on oath state that I
 attended on Lillie Vann, wife of _____
 on the 18 day of Feb, 1906; that there was born to her on said date a Female
 (Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Clara Vann
Louisa Brann

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 29 day of June, 1906.

Notary Public.

My Commission Expires Feb. 9th, 1909.

Dec
100 NB #447

F 158

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved
April 20, 1906

Clara Vann

as a citizen of

Cherokee

Nation.

1654
Approved JAN 14 1907 190...

[Signature]
Commissioner.

DEPARTMENT OF THE INTERIOR
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 28 1906

[Signature]
COMMISSIONER

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,
 of Clara Vann, born on the 18 day of February, 1906
(Here insert name of child)
 Name of Father: Willie Foreman, a citizen of the Cherokee Nation.
 Name of Mother: Lillie Vann, a citizen of the Cherokee Nation.
 Tribal enrollment of father Foreman Tribal enrollment of mother Foreman 467
 Postoffice Melvin, D. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lillie Vann, on oath state that I am 19
 years of age and a citizen by blood of the Cherokee Nation;
 that I am the lawful wife of Willie Foreman, who is a citizen, by
blood of the Cherokee Nation; that a Female child was
(Male or Female)
 born to me on 18 day of February, 1906; that said child has been named
Clara Vann, and was living March 4, 1906.
Lillie Vann

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 25 day of July, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Mary Vann, mid-wife, on oath state that I
 attended on Lillie Vann, wife of Willie Foreman
 on the 18 day of February, 1906; that there was born to her on said date a Female
(Male or Female)
 child; that said child was living March 4, 1906, and is said to have been named Clara Vann

Mary Vann

WITNESSES TO MARK:

[Must be Two
Witnesses]Subscribed and sworn to before me this 25th day of July, 1906.

Notary Public.

Cherokee F.
N. B. 447.

Muskogee, Indian Territory, July 10, 1906.

Lillie Vann,

Nelvin, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application
for the enrollment as a citizen of the Cherokee Nation
of Clara Vann, born February 18, 1906.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:
Cherokee Freedmen
H.B. 447

DEPARTMENT OF THE INTERIOR,
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 13, 1906.

Lillie Vann,

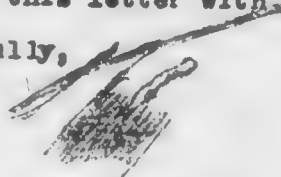
Melvin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Clara Vann, as a Cherokee Freedmen, you are advised that from the information contained in the affidavit as to said child's birth this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee Freedmen. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,



H.J.C.

Commissioner.

INDEXED
COMMISSIONER TO THE
No. 31581
Received
JUL 26 1906

Vann, Lillie,
Ft. Gibson, I.T.,
Cherokee Nation,
July 25, 1906.

In re Cherokee Fr.N.B.447
Gives information relative to
her enrollment and transcripts B.C.
of Clara v ann.

CHOC-CHIC ENROLLMENT.

Card 3/4

Fort Gibson I.T.

7/25/06

Comr of the 5 Civilized Tribes:

Muskogee I.T.

Dear Sir:-

I was enrolled with my
father & mother, Reed Vann
and Mary Vann and I
was enrolled under the
name of Lillie Vann, my
Brothers Clark, Garfield, Jess,
Vann,

I have my certificate
of my enrollment

Yours Respt

Lillie Vann

H

Cant identify
Perry, get
More evidence
~~~~~



Cher Fr M 448

Cher Fr M 448

44  
CHEROKEE FREEDMAN

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 28, 1906.

*Frank Vann* .....

as a citizen of

*Cherokee* Nation.

*WLB*  
Approved JAN 14 1907 190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED  
JUL 10 1906

*[Signature]*  
Commissioner

RECEIVED

JUL 6 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Frank Vann, born on the 13 day of Feb 1906  
Name of Father: Lennie Vann a citizen of the Cherokee Nation.  
Name of Mother: Jessie Vann a citizen of the United States Nation.  
Tribal enrollment of father: Cherokee Indian enrollment of mother: 3925 H Gibson & J.  
Postoffice: 3925 H Gibson & J.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Wooten District.  
I, Jessie Vann, on oath state that I am 19  
years of age and a citizen by Birth of the United States Nation;  
that I am the lawful wife of Lennie Vann, who is a citizen, by Indians  
Birth of the Cherokee Nation; that a Male child was  
born to me on 13 day of Feb 1906 that said child has been named  
Frank Vann and was living March 4, 1906.

## WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 25 day of June 1906.

Hugh Currier  
Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Wooten District.  
I, Nancy Johnson, a Midwife, on oath state that I  
attended on Jessie Vann, wife of Lennie Vann  
on the 13 day of Feb 1906 that there was born to her on said date a Male  
[Male or Female]

child; that said child was living March 4, 1906, and is said to have been named.

Frank Vann, Nancy Johnson  
mark.

## WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 25 day of June 1906.

Hugh Currier  
Notary Public.

in Book..... Marriage Record, Page.....

Witness my hand and seal of said Court at Muskogee, in said  
Territory, this..... day of....., A. D. 190.....

By..... Deputy.

Clerk

*Filed and duly recorded  
this 4 day Apr 1904.*

*R. P. Harrison  
Clerk of the United States Court  
By John Harlan Deputy*

DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

**FILED**  
APR 24 1906

COMM. 1000

**CERTIFICATE OF RECORD**

UNITED STATES OF AMERICA  
Indian Territory  
Western District

ss.

I, R. P. HANSON, Clerk of the United States Court of the  
Western District, Indian Territory, do hereby certify that the instrument  
hereto attached was filed for record in my office the 14 day  
of apr, 1904, at 11 A. M., and duly recorded  
in Book 2, Marriage Record, Page 1.

Witness my hand and seal of said Court at Muskogee, in said  
Territory, this 21 day of April, A. D. 1904.

*R*

Clerk.

By \_\_\_\_\_ Deputy.

*Filed and duly recorded  
this 14 day apr 1904.  
R. P. Hanson  
Clerk of the Muskogee Court  
per John Hanson Deputy*

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

**FILED**  
SEP 24 1906

SEP 24 1906

*[Signature]*  
Commissioner

# CERTIFICATE OF TRUE COPY.

UNITED STATES OF AMERICA, INDIAN TERRITORY, ss.  
WESTERN DISTRICT.

I, R. P. HARRISON, Clerk of the United States Court in the

Western District, Indian Territory, and ex-Officio Recorder of said District and Territory, do hereby certify that the instrument hereto attached is a full, true, and correct copy of a Marriage License filed in my office on the 4 day of Apr, 1904, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., and Renewal Affidavit filed

WITNESS my hand and seal of said Court at Muskogee, in said Territory, this 21 day

of Sept, A. D. 1906.

R. P. Harrison  
Deputy Clerk.

R. P. Harrison  
Clerk and Ex-Officio Recorder.

of St. Gibson in the Indian Territory, aged 22 years, and Miss Josie McIntosh of St. Gibson in the Indian Territory, aged 18 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this

(Seal) 29 day of Nov, A. D. 1906

By Chas F. Remigan Deputy.

R. P. Harrison  
Clerk of the U. S. Court  
Clerk of the United States Court

## CERTIFICATE OF MARRIAGE

UNITED STATES OF AMERICA  
Indian Territory  
Western District } ss.

I, Wiley Daniels, a Minister of the Gospel,

DO HEREBY CERTIFY, that on the 31 day of March, A. D. 1904

did duly and according to law as commanded in the foregoing License, solemnize the

Rite and Publish the Banus of Matrimony between the parties therein named.

WITNESS my hand this 2 day of April, A. D. 1904

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Western

District, Book \_\_\_\_\_, Page \_\_\_\_\_

Wiley Daniels  
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Western District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the licensd was issued will be liable in the amount of One Hundred Dollars (\$100.00).

# MARRIAGE LICENSE

UNITED STATES OF AMERICA  
Indian Territory  
Western District

ss.

No.

1438

To Any Person Authorized by Law to Solemnize Marriage—Greeting:

You are Hereby Commanded to Solemnize the Rite and Publish the Banns of Matrimony between Mr. Lonnie Vann of St. Gibson in the Indian Territory, aged 22 years, and Miss Josie McIntosh of St. Gibson in the Indian Territory, aged 18 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this

(Seal) 29 day of March, A. D. 1904

By Chas F. Remyan Deputy.

R. O. Harrison  
Clerk of the U. S. Court  
Clerk of the United States Court

## CERTIFICATE OF MARRIAGE

UNITED STATES OF AMERICA  
Indian Territory  
Western District

ss.

I, Wiley Daniels, a Minister of the Gospel, DO HEREBY CERTIFY, that on the 31 day of March, A. D. 1904 did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 2 day of April, A. D. 1904

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Western

District, Book \_\_\_\_\_, Page \_\_\_\_\_

Wiley Daniels  
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Western District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the amount of One Hundred Dollars (\$100.00).



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES..  
MUSKOGEE, IND. TER., SEPTEMBER 21, 1906.

In the matter of the application for the enrollment  
of FRANK VANN as a minor freedman citizen of the Cherokee  
Nation.

LONNIE VANN being first duly sworn, testified as follows:

- Q. What is your name? A. Lonnie Vann.  
Q. What is your age? A. I am 23 years old.  
Q. What is your postoffice address? A. Fort Gibson  
Q. Are you a Freedman citizen of the Cherokee Nation? A. Yes sir  
Q. Are you on the final roll as such? A. Yes sir.  
Q. Have you filed on your land? A. Yes sir  
Q. Are you married? A. Yes sir.  
Q. What is your wife's name? A. Jocy  
Q. Is she a citizen of the Cherokee Nation? A. No sir.  
Q. When were you married to your wife, Jocy?  
Q. I have been married about two years ago, as near as I can  
recollect, I don't know just exactly, it was about two years  
ago in March, I think.  
Q. Have you a child who is an applicant for enrollment as a  
citizen of the Cherokee Nation under the provisions of the  
Act of Congress approved April 26, 1906? A. Yes sir.  
Q. What is the name of that child? A. Frank Vann.  
Q. When was that child born? A. He was born in February.  
Q. February of what year? A. In this year. This is 1906, isn't it.

You present here a certified copy of a marriage li-  
cense and certificate showing that on the 29th day of March,  
1904 a license was granted to you to marry Miss Josie  
McIntosh, and that on the 31st day of March, 1904, you  
were duly married by Willy Daniels, a Minister of the  
Gospel.

- Q. Is this Josie McIntosh referred to in the marriage license  
your wife and the mother of your son, Frank Vann? A. Yes sir.

On June 6, 1906, application was received at this  
office for the enrollment of your child, Frank Vann,  
and the mother of said child in her affidavit as to the  
birth of said child signs her name as Jocy Vann.

- Q. Is that her correct name? A. Yes sir.



Cherokee Freedmen N.B. 448

Q. Does the name Joccy Vann in the affidavit and the name Dossie McIntosh mentioned in the marriage license referred to, refer to one and the same person? A. Yes sir. That McIntosh was her name before she married me, her name is Vann now.

-----

The undersigned, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she correctly reported the testimony taken in the above case and that the above and foregoing is a full, true, and correct transcript of her stenographic notes thereof.

*Luz M. Brown*

Subscribed and sworn to before me this 22nd day of September, 1906.

*John E. Tidwell*  
Notary Public.

32 C7H3 448

IN RE

THE DEATH OF

*Frank Vann*

a citizen of the

*Cherokee* Nation.

*C7H3*  
Approved

*June 5*

1907

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES

CHEROKEE LAND OFFICE

FILED

JUN 6 1907

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Frank Vann  
(Here insert name of deceased.)  
a citizen of the Cherokee Nation, who formerly resided at or near  
Fort Gibson (Here insert name of postoffice), Ind. Ter., and died on the 7<sup>th</sup> day of  
September, 1906.

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Lonnie Vann, on oath state that I am 24  
years of age and a citizen, by Friedman of the Cherokee Nation;  
that my postoffice address is Fort Gibson (Here insert name of postoffice), Ind. Ter.; that I am  
The father of Frank Vann  
(State relationship as: the father, an uncle, a cousin, etc.) (Here insert name of deceased)  
who was a citizen, by Friedman of the Cherokee Nation;  
and that said Frank Vann died on the 7<sup>th</sup> day of  
September, 1906.

WITNESSES TO MARK:

Lonnie Vann

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this 1<sup>st</sup> day of May, 1907.

R. R. Craven  
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Emile Vann, on oath state that I am 28  
years of age, and a citizen by Friedman of the Cherokee Nation;  
that my postoffice address is Fort Gibson (Here insert name of postoffice), Ind. Ter.;  
that I was personally acquainted with Frank Vann  
(Here insert name of deceased.)  
who was a citizen, by Friedman of the Cherokee Nation;  
and that said Frank Vann died on the 7 day of  
September, 1906.

WITNESSES TO MARK:

Emile Vann

(Must be Two  
Witnesses.)

Millie Walker  
Chas. Clinton

Subscribed and sworn to before me this 17<sup>th</sup> day of May, 1907.

My Comm. expires Feb 7-1911

J. B. Hanner  
Notary Public.

Cherokee F.  
N. D. 448.

Muskogee, Indian Territory, July 18, 1906.

Lonnie Vann,

Fort Gibson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Frank Vann, born February 13, 1906.

Respectfully,

Commissioner.

LMC

Cherokee V.  
N. B. 448.

Muskogee, Indian Territory, July 12, 1906.

Lonnie Vann,

Fort Gibson, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Frank Vann, as a Cherokee freedman, you are directed to forward to this office by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

LMC

Cher Fr M 449

Cher Fr M 449

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

Tom Mayes Vann

as a citizen of

Cherokee Nation.

Approved 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D

Aug 3, 1906.

Tams Bibby,  
Commissioner.

Received Jul 25 1906

## DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

**ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.**

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation.  
of Tom. Mayes Vann, born on the 15 day of Nov. 1890.  
[Here insert name of child]  
Name of Father: Robert Mayes a citizen of the U. S. Nation.  
Name of Mother: Katie Vann applicant Cherokee Nation.  
Tribal enrollment of father. Tribal enrollment of mother.  
Postoffice Muskogee, I. T.

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Western..... District.

I, Katie Vann, on oath state that I am 55  
 years of age and a citizen by an applicant for citizenship, of the Cherokee Nation;  
 that I was not the lawful wife of Robert Mayes, who is a citizen, by  
U. S. Nation; that a male child was  
 born to me on 15 day of November, 1890; that said child has been named  
Tom Mayes Vann, and was living March 4, 1906.

Katie her Vann  
mark

**WITNESSES TO MARK:**

[Must be Two Witnesses] { ... John Bannwell .....  
 Percival Adams .....  
 ... Floya & Cines ..... }

Subscribed and sworn to before me this 24th day of July 1906.

Floya & Cines

**Notary Public.**

**AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.**

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

To be supplied.

I, \_\_\_\_\_, a \_\_\_\_\_, on oath state that I  
attended on \_\_\_\_\_, wife of \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 1906; that there was born to her on said date a \_\_\_\_\_  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named \_\_\_\_\_

**WITNESSES TO MARK:**

[Must be Two Witnesses] { .....  
 .....  
 .....

Subscribed and sworn to before me this.....day of..... 1906.

**Notary Public.**



COPY.

C.F.B.  
Cherokee MM 30

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Lucy Chisholm (Katie Vann) as a Cherokee freedman.

D E C I S I O N  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That at Muskogee, Indian Territory, on November 7, 1905, Lucy Chisholm (Katie Vann) appeared before the Commissioner to the Five Civilized Tribes and made application for enrollment as a Cherokee freedman; that on November 24, 1905, the Commissioner to the Five Civilized Tribes issued an order refusing to receive or consider said application for the reason that the same was not made within the time limited by law, and that in view of the provisions of the Act of Congress approved April 26, 1906 (34 Stat. 137), extending the time for the reception of applications for enrollment to December 1, 1905, further proceedings in the matter of said application were had at Muskogee, Indian Territory, September 28, 1906.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Lucy Chisholm (Katie Vann) was the slave of a Cherokee citizen, at the commencement of the war of the rebellion; that during the progress of said rebellion she left the Cherokee Nation and did not return thereto and establish a residence therein within the time specified in the decree of the Court of Claims rendered on February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. the Cherokee Nation, et al., for the return of freedmen to said Nation. Said applicant can not be identified on any roll of the Cherokee Nation in the possession of this office.

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section twenty-one of the Act of Congress approved June 28, 1898 (30 Stat., 495), Lucy Chisholm (Katie Vann) is not entitled to enrollment as a Cherokee freedman and her application for enrollment as such is accordingly denied.

(Signed) Tams Bixby,  
Commissioner.

Dated at Muskogee, Indian Territory,  
this Nov 23, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Tom Mayes Vann as a Cherokee Freedman.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Tom Mayes Vann under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Tom Mayes Vann, who was born November 15, 1890, and was living March 4, 1906, is the minor illegitimate child of Katie Vann, an alleged Cherokee freedman, and possesses no right to enrollment as a Cherokee freedman not possessed by his said mother. It is further shown that on November 23, 1906, the application for the enrollment of said Katie Vann as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was on said date, forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Tom Mayes Vann is not entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 18 1907

Muskogee, Indian Territory, August 1, 1906.

Katie Vann,

Muskogee, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation of Tom Mayes Vann, born November 15, 1890.

Respectfully,

H.J.C.

Commissioner.

Cherokee F.N.N.

449

Maskogee, Indian Territory, February 18, 1907.

Katie Vann,

Maskogee, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying your application for the enrollment of your child Tom Hayes Vann, as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl. A-41  
RA

Register.

**Cherokee F.N.B.**

**449**

**Muskogee, Indian Territory, February 18, 1907.**

**W. W. Hastings,**

**Attorney for the Cherokee Nation,**

**Muskogee, Indian Territory.**

**Dear Sir:**

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Tom Mayes Vann as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

**Respectfully,**

**Commissioner.**

**Encl.A-42  
RA**

**Register.**

Muskogee, Indian Territory, February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137), of Tom Hayes Vann as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes dated February 18, 1907, denying said application.

Respectfully,

Commissioner.

Encl. A-43  
RA

Through the Commissioner  
of Indian Affairs.

C O P Y .

Refer in reply  
to the following:  
Land 18407-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Tom Mayes Vann as a Cherokee Freedman, together with the decision of Commissioner Bixby dated February 18, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larabee,

Acting Commissioner.

EBM-Ph.

D.C. 13259

(COPY)

W.H.M.

Y.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

LRS Y. T. D.

DIRECT March 4, 1907.

7042, 7044, 7046, 7052, 7060,  
7074, 7078, 7080, 7082, 7086,  
7092, 7094, 7096, 7108, 7120,  
7146, 7150, 7158, 7164, 7166,  
7168, 7170, 7172, 7188, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7358, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7538,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

Commissioner to the Five Civilized Tribes,  
Wuskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

| Title of Case                      | Date of your letter of transmittal. |
|------------------------------------|-------------------------------------|
| John Wesley Freeman (freedman),    | February 18, 1907.                  |
| Harry W. Curry, et al.,            | February 23, 1907.                  |
| Stephen Baldrige (freedman)        | February 18, 1907.                  |
| Thomas Bell (freedman),            | February 18, 1907.                  |
| Martha J. Burgess (intermarriage), | February 23, 1907.                  |



|                                          |                    |
|------------------------------------------|--------------------|
| Moses Carter (freedman),                 | February 1, 1907.  |
| Harahel L. Hyde (by blood),              | February 21, 1907. |
| John W. Goss (intermarriage),            | February 21, 1907. |
| William S. Hutchens (intermarriage),     | February 25, 1907. |
| Mattie Mackey (freedman),                | February 23, 1907. |
| William C. Smith (by blood),             | February 21, 1907. |
| Rey Drum (by blood),                     | February 27, 1907. |
| Leneta Johnson, et al. (by blood),       | February 23, 1907. |
| Cynthia A. Fields, (intermarriage),      | February 23, 1907. |
| Nathaniel Wickliff, (freedman),          | February 16, 1907. |
| Herbert K. Hyde (by blood),              | February 20, 1907. |
| Mellie Hurst (intermarriage),            | February 23, 1907. |
| Mellie C. Collins (intermarriage),       | February 23, 1907. |
| Amanda Brackett (intermarriage),         | February 23, 1907. |
| Fatima Keys (intermarriage),             | February 23, 1907. |
| Levi P. Isbell (intermarriage),          | February 20, 1907. |
| Annie C. Butler (intermarriage),         | February 23, 1907. |
| James R. Bivin (intermarriage),          | February 14, 1907. |
| Laura Ross (freedman),                   | February 23, 1907. |
| Willie Joanna Lowe, et al. (freedman)    | February 23, 1907. |
| William T. Teague (by blood),            | February 20, 1907. |
| Theodore Jones (freedman),               | February 25, 1907. |
| Viola M. Finwick (freedman),             | February 25, 1907. |
| Wiley Polston, et al., (freedmen),       | February 23, 1907. |
| Pansy Grinnett (freedman),               | February 21, 1907. |
| Alice Harman (intermarriage),            | February 23, 1907. |
| Bettie McLaughlin (by blood),            | January 17, 1907.  |
| Loran Alfred Levett (by blood),          | February 15, 1907. |
| Maudie Skaggs (by blood),                | February 15, 1907. |
| Robert Walker (freedman),                | February 14, 1907. |
| Edward B. Frayser (intermarriage),       | February 16, 1907. |
| Daniel Sitsler, et al., (by blood),      | February 14, 1907. |
| Olla May Mitchell (by blood),            | February 16, 1907. |
| Felix F. Witt (intermarriage),           | February 19, 1907. |
| Preston G. Browning (intermarriage),     | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood) | February 16, 1907. |
| Lilly Irene True, et al., (by blood),    | February 23, 1907. |
| Alberta Sanders, et al., (freedmen),     | February 25, 1907. |
| Samuel Sanders (freedman),               | February 21, 1907. |
| Peggie Bearpaw (by blood),               | February 25, 1907. |
| Lawrence Graves (freedman),              | February 25, 1907. |
| James Beck (freedman),                   | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood)     | February 23, 1907. |
| Charles W. Trent (intermarriage),        | February 25, 1907. |
| John Greese (by blood),                  | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),       | February 25, 1907. |
| David Monroe Moses (freedman),           | February 25, 1907. |
| Rosa S. Whitaker (intermarriage.)        | February 25, 1907. |

|                                        |                    |
|----------------------------------------|--------------------|
| Rooseburn Wright (freedman),           | February 14, 1907. |
| Lenard King, et al. (by blood),        | February 14, 1907. |
| Roberta Vann (freedman),               | February 14, 1907. |
| Thomas Leroy Loyd (freedman),          | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),   | February 22, 1907. |
| Sarah A. Trout (intermarriage),        | February 25, 1907. |
| J. D. Amsey, et al. (by blood),        | February 25, 1907. |
| Carnlyer Vestel (freedman),            | February 25, 1907. |
| Lizzie H. Langley (intermarriage),     | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood) | February 20, 1907. |
| Myrtle Adams (freedman),               | February 25, 1907. |
| Annie Soreechowl (as citizens), et al. | February 25, 1907. |
| Ruby Miller (by blood),                | February 25, 1907. |
| Clarence Jones, et al., (freedmen),    | February 23, 1907. |
| John H. Ellis (intermarriage),         | February 20, 1907. |
| Leroy Shields (freedman),              | February 16, 1907. |
| Edmond Durant, et al. (freedmen),      | February 23, 1907. |
| Jane Crittenden (intermarriage),       | February 20, 1907. |
| Jesse Bell (freedman),                 | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),    | February 23, 1907. |
| Elsie Mabel Barritt (by blood),        | February 1, 1907.  |
| Eliza Rolsten (intermarriage),         | February 7, 1907.  |
| Tom Mayes Vann (freedman),             | February 18, 1907. |
| Willie Lee Hanks, et al. (freedmen),   | February 18, 1907. |
| Julia J. Wilkerson (by blood),         | February 21, 1907. |
| Blanch Bane, et al. (by blood),        | February 23, 1907. |
| Martha W. Morgan (intermarriage),      | February 21, 1907. |
| Edker Williams (by blood),             | February 21, 1907. |
| Dee Herron England (by blood),         | February 21, 1907. |
| Mildred Teague (by blood),             | February 18, 1907. |
| Odell Foster (freedman),               | February 23, 1907. |
| Willie Colbert (freedman),             | February 21, 1907. |
| Arthur D. Jackson (by blood),          | February 21, 1907. |
| Eliza J. Huston (intermarriage),       | February 25, 1907. |
| Ottorein Allen (freedman),             | February 18, 1907. |
| Viola Martin (freedman),               | February 18, 1907. |
| Archie Taylor (freedman),              | February 18, 1907. |
| Joseph H. Thompson (intermarriage),    | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,  
 91 enclosures, and (Signed) E. A. Hitchcock,  
 182 enclosures to Ind. Of., Secretary.  
 with copy hereof.

W.C.F. 3/4/07.

REFER IN REPLY TO THE FOLLOWING:

Cherokee F  
N. B. 449.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, March 30, 1907.

Robert Mayes,

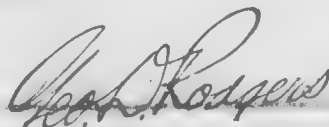
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of your minor child, Tom Mayes Vann, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,



Acting Commissioner.

Encl.C-24  
LMC

Cherokee P.W.B.  
838

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*Geo. D. Rodgers.*  
Acting Commissioner.

Incl. P-4-60  
HMP

Department of the Interior.

Commissioner to the Five Civilised Tribes,

MUSKOGEE, IND. TER.



Robert Mayes,

Muskogee, Indian Territory.

*Wm. Mayes*

*1901*

Cher Fr M 450

Cher Fr M 450

CHEROKEE FREEDMAN

450

199

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Arthur Hower Williams*

as a citizen of

*Cherokee* Nation.

Approved \_\_\_\_\_ 190

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

MAY 29 1906

COMMISSIONER

RECEIVED  
MAY 15 1906

*Can. F. Williams*

*J. 694*

*K.*

*11/11/11*

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Arthur Homer Williams born on the 10th day of October 1902  
(Here insert name of child)  
 Name of father: Gus Williams a citizen of the Cherokee Nation.  
 Name of mother: Martha Williams a citizen of the Cherokee Nation.  
 Tribal enrollment of father Gus Williams Tribal enrollment of  
 mother Martha Williams

Postoffice Vinita, Ind. Ter.

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory,  
 Northern District.

I, Martha Williams on oath state that I am 27  
 years of age and a citizen by adoption of the Cherokee Nation;  
 that I am the lawful wife of Gus Williams who is a citizen, by  
 adoption of the Cherokee Nation; that a child was  
 born to me on the 10th. day of October 1902; that said child has been  
 named Arthur Homer Williams, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses.]

Gaylord N. Bebout.  
 John B. Paylor

Subscribed and sworn to before me this 9th. day of May 1906.

My commission expires Nov. 25, 1909.

Martha <sup>her</sup> Williams  
 mark.

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,  
 Northern District.

I, Mary Williams a mid wife, on oath state that I  
 attended on Martha Williams wife of Gus Williams  
 on the 10th. day of October 1902; that there was born to her on said  
 date a male child; that said child was living March 4, 1906; and is said to have  
 been named Arthur Homer Williams

WITNESSES TO MARK:

[Must be Two  
Witnesses.]

Subscribed and sworn to before me this 9th. day of May 1906.

My commission expires Nov. 25, 1909.

Mary Williams  
 14

Gaylord N. Bebout  
 Notary Public.



64  
12  
CHEROKEE FREEDMAN 450  
190 ~~7312~~

Inc P-30

IN RE  
Application for Enrollment of  
**MINOR CHILD**  
Act of Congress Approved  
April 26, 1906.

..Arthur Homer Williams.....  
as a citizen of  
*Cherokee* Nation.

*AM*  
Approved JAN 14 1907 190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED  
JUL 14 1906  
*[Signature]*  
Commissioner

RECEIVED  
JUN 19 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Arthur Homer Williams, born on the 10 day of October, 1902.  
(Here insert name of child)  
Name of Father: Augustus Williams a citizen of the Cherokee Nation.  
Name of Mother: Martha Williams a citizen of the Cherokee Nation.  
Tribal enrollment of father freedman #2998 Tribal enrollment of mother freedman #3850  
Postoffice vinita, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District.

I, Martha Williams, on oath state that I am twenty-seven years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Augustus Williams, who is a citizen, by adoption of the Cherokee Nation; that a male child was born to me on 10 day of October, 1902; that said child has been named Arthur Homer Williams and was living March 4, 1906.

Martha X Williams  
mark

WITNESSES TO MARK:

[Must be Two Witnesses]

A. E. Beard

Subscribed and sworn to before me this 18th day of June, 1906.

Gaylord N. Bebout  
Notary Public.

My commission expires Nov. 24, 1909

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District.

I, Celia Hardrick, a mid-wife, on oath state that I attended on Martha Williams, wife of Augustus Williams on the 10 day of October, 1902; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Arthur Homer Williams.

Celia Hardrick

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 18th day of June, 1906.

Gaylord N. Bebout  
Notary Public.

My commission expires Nov. 24, 1909

Cherokee  
N. B. 1300

Muskogee, Indian Territory, May 19, 1906

Martha Williams,  
Vinita, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Arthur Homer Williams, born October 10, 1902.

Respectfully,

IMB

Acting Commissioner

Cherokee  
N. B. 1300

Muskogee, Indian Territory, June 2, 1906.

Martha Williams,  
Vinita, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child Arthur Homer Williams, as a Cherokee freedman, you are advised that the notary before whom the affidavit was executed is a witness to your signature by mark.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, having all signatures by mark witnessed by two persons other than the notary before whom the affidavit is executed. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Incl.P-20  
MMP

Commissioner.

7

1992

Cher Fr M 451

Cher Fr M 451

Cherokee Freedman

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

Stephen Baldrige.....

as a citizen of

..... Cherokee ..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D  
Jul 17 1906

(Signed)

Tams Bixby  
Commissioner

Received  
July 11 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Stephen Baldrige born on the 6<sup>th</sup> day of June 1891  
(Here insert name of child)  
Name of Father: John Baldrige a citizen of the Cherokee Nation.  
Name of Mother: Emma Brown a citizen of the Cherokee Nation.  
Tribal enrollment of father Cherokee Freedman. Tribal enrollment of mother Cherokee Freedman.  
Postoffice Coffeyville, Kansas

AFFIDAVIT OF MOTHER.

State of Kansas  
UNITED STATES OF AMERICA, ~~Indian Territory~~  
Montgomery County ~~Indian Territory~~

I, Emma Brown, on oath state that I am 33  
years of age and a citizen by Adoption of the Cherokee Nation;  
that I am the lawful wife of Israel Brown, who is a citizen, by  
adoption of the Cherokee Nation; that a male child was  
(Male or Female)  
born to me on 6<sup>th</sup> day of June 1891; that said child has been named  
Stephen Baldrige and was living March 4, 1906.

Emma Brown

WITNESSES TO MARK:

[Must be Two Witnesses] {  
.....  
.....

Subscribed and sworn to before me this 11<sup>th</sup> day of July 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

State of Kansas  
UNITED STATES OF AMERICA, ~~Indian Territory~~  
Montgomery County ~~Indian Territory~~

I, Peggie Francis, a Mid-wife, on oath state that I  
attended on Emma Brown, wife of Israel Brown,  
on the 6<sup>th</sup> day of June 1891; that there was born to her on said date a male child;  
(Male or Female)  
that said child was living March 4, 1906, and is said to have been named Stephen Baldrige  
her  
Peggie x Francis  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] {  
C.M. Woodward, Coffeyville, Kan.  
John Scott, " " " "

Subscribed and sworn to before me this 11<sup>th</sup> day of July 1906.

SEAL

J.L. Enders

Notary Public.

My Com. Expires Mar. 29-1909.



F N B 451

100

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

.....  
**Stephen Baldrige**

**as a citizen of**

.....  
**Cherokee**..... **Nation.**

.....  
**Approved**..... **190**...

.....  
**Commissioner.**

**DEPARTMENT OF THE INTERIOR,**

**COMMISSIONER TO THE FIVE CIVILIZED TRIBES**

**F I L E D**

**Nov 1 1906**

**Tams Bixby**  
**Commissioner**

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Stephen Baldrige, born on the 6th day of June 1891  
(Here insert name of child)  
Name of Father: John Baldrige Jr. a citizen of the Cherokee Nation.  
Name of Mother: Emma Brown a citizen of the Cherokee Nation.  
Tribal enrollment of father: 3429 Tribal enrollment of mother: XXXX

Postoffice Coffeyville, Kansas.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Kansas ~~Indian Territory~~  
Montgomery County XXXX District.

I, Emma Brown, on oath state that I am 33  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of John Baldrige Jr., who is a citizen, by  
adoption of the Cherokee Nation; that a male child was  
(Male or Female)  
born to me on 6th day of June 1891; that said child has been named  
Stephen Baldrige and was living March 4, 1906.

Emma Brown

WITNESSES TO MARK:

[Must be Two Witnesses] {  
SEAL

Subscribed and sworn to before me this 27<sup>th</sup> day of October 1906.

E.R. Taylor

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Kansas ~~Indian Territory~~  
Montgomery County XXXX District.

I, Peggy Francis, on oath state that I  
attended on Emma Brown, wife of John Baldrige Jr.  
on the 6th day of June 1891; that there was born to her on said date a male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Stephen Baldrige  
her  
Peggy x Francis  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] {  
SEAL C.M. Woodward, Coffeyville, Kana...  
R.A. Symms

Subscribed and sworn to before me this 27<sup>th</sup> day of October 1906.

E.R. Taylor

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
STEPHEN BALDRIDGE as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 11, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Stephen Baldridge, under the provisions of Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Stephen Baldridge, who was born June 6, 1891, and was living March 4, 1906, is the minor illegitimate child of one Emma Brown, and alleged Cherokee freedman, and possesses no right to enrollment as a Cherokee freedman not possessed by his said mother. It is further shown that the application for the enrollment of said Emma Brown as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, and its action was, on August 31, 1904 (I.T.D. 6756-1904), approved by the Secretary of the Interior; that on June 28, 1906, a motion for rehearing was filed in said case; and that on December 18, 1906, said motion was forwarded to the Department for consideration. Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Stephen Baldridge is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 18 1907

Cherokee F.  
N. B. 481

Muskogee, Indian Territory, July 16, 1906.

John Baldrige,  
Coffeeville, Kansas.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Stephen Baldrige, born June 6, 1891.

Respectfully,

Commissioner.

MHP

Cherokee Freedmen

N.B. 451

Muskogee, Indian Territory, July 23 1906

John Baldridge,

Coffeyville, Kansas.

Dear Sir:

In connection with the application for the enrollment of your child, Stephen Baldridge, as a Cherokee Freedmen, you are advised that from the information contained in the affidavit as to said child's birth, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee Freedmen. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

D.C.36077

C O P Y .

Coffeyville, Kansa, August 23rd, 1906.

Commissioner To The Five Civilized Tribes,  
Muskogee, I.T.

Dear Sir:-

In answer to your letter of July 23rd. Will say that I have been gone away and returned or would have answered sooner. I was enrolled in the name of John Baldridge, Jr. Age now is 37 years. My Father name was John Baldridge, Sr. My Father was enrolled a year before my Number was called. I am a brother Anderson, Columbus, Rosella, Baldridge and father Jesse Baldridge whom I enrolled when I enrolled my self. I was enrolled the same day that my Brother Anderson was we had Number in 10.000 and 11.000 we were filed in Tahlequah in December, 1904. Stephen Baldridge whom I sent in application for is my son. Please look this matter up at once and you will find that ever thing is all right I have a good tract of land that I wish to file my son Stephen Baldridge. Let me hear from you at once.

I am

Very truly yours,

John Baldridge, Jr.

Coffeyville, Kansas.

Cherokee Freedmen  
H.B. 451

Muskogee, Indian Territory, August 30 1906.

Mama Brown,

Coffeyville, Kansas.

Dear Madam:

In connection with the application for the enrollment of your child, Stephen Waldrige, as a Cherokee Freedman you are advised that the father of said child has been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of John Waldrige Jr. His name appears throughout the affidavit as to said child's birth as John Waldrige.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, the father's name to appear throughout said affidavit as John Waldrige Jr. You are also directed to indicate whether you were ever the lawful wife of John Waldrige Jr. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Encl. H.J.-46.  
H.J.C.

Acting Commissioner.

Cherokee N.B.

451

Muskogee, Indian Territory, February 1, 1907.

John Baldrige,  
Coffeyville, Kansas.

Dear Sir:

In connection with the application for the enrollment of Stephen Baldrige, child of yourself and Anna Brown, you are requested to advise this office immediately whether or not you and said Anna Brown were married at the time of the birth of said child, or whether you were ever married and if so, forward to this office, at once, the original or a certified copy of the marriage license of yourself and said Anna Brown.

This matter should receive your immediate attention.

Respectfully,

Commissioner.

NUP



Cherokee  
N B 481

Muskogee, Indian Territory, February 11, 1907

Emma Brown,

Elliott, Indian Territory.

Dear Madam:

Replying to your letter of January 17, in reference to the enrollment of your minor child, Stephen Baldrige, you are advised that a decision will be rendered in his case at the earliest practicable date, of which decision you will be furnished a copy.

Respectfully,

L M B

Commissioner

**Cherokee F.N.B.**

**451**

**Maskogee, Indian Territory, February 18, 1907.**

**Emma Brown,**

**Geffeyville, Kansas.**

**Madam:**

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of your child Stephen Baldrige, as a citizen by blood of the Cherokee Nation.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

**Respectfully,**

**Commissioner.**

**Encl. A-60  
RA**

**Register.**

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Stephen Baldrige, as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl. A-61  
RA

**Muskogee, Indian Territory, February 18, 1907.**

**The Honorable,**

**The Secretary of the Interior.**

**Sir:**

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137), of Stephen Baldrige, as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes dated February 18, 1907, denying said application.

**Respectfully,**

**Commissioner.**

**Encl. A-62  
RA**

**Through the Commissioner  
of Indian Affairs.**

C O P Y .

Refer in reply  
to the following:  
Band  
18400-1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Stephen Baldrige as a Cherokee freedman, together with the decision of Commissioner Bixby dated February 18, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very Respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-Ph.

[ C O P Y ]  
DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

V. L. R. Y. P.

March 4, 1907.

B. C. 15259  
LRS F. T. D.

7042, 7044, 7046, 7052, 7060,  
7074, 7078, 7080, 7082, 7086,  
7092, 7094, 7096, 7100, 7104,  
7146, 7150, 7152, 7164, 7166,  
7168, 7170, 7172, 7180, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7358, 7360, 7362,  
7384, 7390, 7406, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7538,  
7540, 7542, 7544, 7562, 7596,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

Commissioner to the Five Civilized Tribes,  
Weskeget, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

| Title of Case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| John Wesley Freeman (freedman),     | February 12, 1907.                  |
| Harry W. Gurry, et al.,             | February 23, 1907.                  |
| Stephen Baldrige (freedman),        | February 14, 1907.                  |
| Thomas Bell (freedman),             | February 10, 1907.                  |
| Martha J. Burgess, (intermarriage), | February 22, 1907.                  |

|                                         |                    |
|-----------------------------------------|--------------------|
| Wesley Carter (freedman)                | February 1, 1907.  |
| Herschell L. Hyde (by blood)            | February 21, 1907. |
| John W. Goss (intermarriage)            | February 21, 1907. |
| William S. Hutchins (intermarriage)     | February 25, 1907. |
| Mattie Mackay (freedman)                | February 25, 1907. |
| William C. Smith (by blood)             | February 21, 1907. |
| Roy Drum (by blood)                     | February 27, 1907. |
| Lenette Johnson, et al. (by blood)      | February 25, 1907. |
| Cynthia A. Fields (intermarriage)       | February 25, 1907. |
| Nathaniel Wickliff (freedman)           | February 14, 1907. |
| Herbert K. Hyde (by blood)              | February 20, 1907. |
| Mellie Hurst (intermarriage)            | February 23, 1907. |
| Mellie C. Gelling (intermarriage)       | February 23, 1907. |
| Amanda Brackett (intermarriage)         | February 23, 1907. |
| Patina Keys (intermarriage)             | February 23, 1907. |
| Levi P. Isbell (intermarriage)          | February 20, 1907. |
| Amie G. Butler (intermarriage)          | February 23, 1907. |
| James R. Bivin (intermarriage)          | February 14, 1907. |
| Laura Ross (freedman)                   | February 23, 1907. |
| Villie Joanna Lowe, et al. (freedman)   | February 23, 1907. |
| William T. Teague (by blood)            | February 20, 1907. |
| Theodore Jones (freedman)               | February 25, 1907. |
| Viola W. Finwick (freedman)             | February 25, 1907. |
| Willey Pelaton, et al. (freedmen)       | February 23, 1907. |
| Fansy Grinnett (freedman)               | February 21, 1907. |
| Alice Harman (intermarriage)            | February 23, 1907. |
| Betty McLaughlin (by blood)             | January 17, 1907.  |
| Loran Alfred Levett (by blood)          | February 18, 1907. |
| Maudie Skaggs (by blood)                | February 18, 1907. |
| Robert Walker (freedman)                | February 14, 1907. |
| Edward B. Frayser (intermarriage)       | February 14, 1907. |
| Daniel Stidler, et al. (by blood)       | February 14, 1907. |
| Olla May Mitchell (by blood)            | February 16, 1907. |
| Felix P. Witt (intermarriage)           | February 19, 1907. |
| Breton G. Browning (intermarriage)      | February 23, 1907. |
| Harrison Cecil Smith, et al. (by blood) | February 19, 1907. |
| Lilly Irene True, et al. (by blood)     | February 23, 1907. |
| Alberta Sanders, et al. (freedmen)      | February 25, 1907. |
| Sammuel Sanders (freedman)              | February 21, 1907. |
| Peggie Bearpaw (by blood)               | February 25, 1907. |
| Lawrence Graves (freedman)              | February 25, 1907. |
| James Beck (freedman)                   | February 25, 1907. |
| J. Lillian Pruett et al. (by blood)     | February 23, 1907. |
| Charles W. Trent (intermarriage)        | February 25, 1907. |
| John Greece (by blood)                  | February 25, 1907. |
| Bessie Landrum, et al. (freedmen)       | February 25, 1907. |
| David Womsee Womsee (freedman)          | February 25, 1907. |
| Rosa S. Whitaker (intermarriage)        | February 25, 1907. |



|                                        |                    |
|----------------------------------------|--------------------|
| Roseburn Wright (freedman)             | February 14, 1907. |
| Leonard King, et al. (by blood)        | February 14, 1907. |
| Robert Vann (freedman)                 | February 14, 1907. |
| Thomas Leroy Loyd (freedman)           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood)    | February 22, 1907. |
| Wah A. Trout (intermarriage)           | February 25, 1907. |
| J. B. Ansley, et al. (by blood)        | February 25, 1907. |
| Carolyer Vestel (freedman)             | February 25, 1907. |
| Lizzie H. Landley (intermarriage)      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood) | February 20, 1907. |
| Myrtle Adams (freedman)                | February 25, 1907. |
| Annie Schrebow (as citizens), et al.   | February 25, 1907. |
| Ruby Miller (by blood)                 | February 25, 1907. |
| Clarence Jones, et al. (freedmen)      | February 23, 1907. |
| John H. Ellis (intermarriage)          | February 20, 1907. |
| Leroy Shields (freedman)               | February 16, 1907. |
| Edmond Durant, et al. (freedmen)       | February 23, 1907. |
| Jane Crittenden (intermarriage)        | February 20, 1907. |
| Jesse Bell (freedman)                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage)     | February 23, 1907. |
| Elsie Mabel Harritt (by blood)         | February 1, 1907.  |
| Eliza Belsten (intermarriage)          | February 7, 1907.  |
| Tom Hayes Vann (freedman)              | February 18, 1907. |
| Willie Lee Hanks, et al. (freedmen)    | February 18, 1907. |
| Julia J. Wilkerson (by blood)          | February 21, 1907. |
| Blanch Bane, et al. (by blood)         | February 23, 1907. |
| Martha W. Morgan (intermarriage)       | February 21, 1907. |
| Edgar Williams (by blood)              | February 21, 1907. |
| Doc Herron England (by blood)          | February 21, 1907. |
| Wildred Teague (by blood)              | February 18, 1907. |
| Odell Foster (freedman)                | February 23, 1907. |
| Willie Colbert (freedman)              | February 21, 1907. |
| Arthur D. Jackson (by blood)           | February 21, 1907. |
| Eliza J. Huston (intermarriage)        | February 23, 1907. |
| Ottorein Allen (freedman)              | February 18, 1907. |
| Viola Martin (freedman)                | February 18, 1907. |
| Archie Taylor (freedman)               | February 18, 1907. |
| Joseph H. Thompson (intermarriage)     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.  
V.G.P.3-4-07.



Cherokee F.  
H.B.481.

Muskogee, Indian Territory, March 30, 1907.

Anna Brown,

Coffeyville, Kansas.

Dear Madam:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of your child, Stephen Baldrige, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. H-11

JMH

*Wm. D. Brown*  
Acting Commissioner.

Cherokee F.N.B.  
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*Geo. D. Rodgers.*  
Acting Commissioner.

Incl. P-4-40  
MCP

Cher Fr M 452

Cher Fr M 452

*JCC*  
CHEROKEE FREEDMAN

452

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

*Irma Colbert*

as a citizen of

*Cherokee* Nation.

*684*  
Approved *FEB 5* 1907 190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 17 1906

*[Signature]*  
Commissioner

RECEIVED

JUL 11 1906

*1113*  
*1500*

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the...Cherokee.....Nation,  
of ...Irine Colbert....., born on the 5th...day of...February....1905  
(Here insert name of child)  
Name of Father: ...Johnny Colbert.....a citizen of the...Creek.....Nation.  
Name of Mother: ...Maggie Colbert.....a citizen of the...Cherokee.....Nation.  
Tribal enrollment of father...Creek.....Tribal enrollment of mother...450.4104.....  
Postoffice...Choctah I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
.....Western.....District. }

I, ...Maggie Colbert....., on oath state that I am...twenty six.....  
years of age and a citizen by birth.....of the...Cherokee.....Nation;  
that I am the lawful wife of...Johnny Colbert....., who is a citizen, by  
birth.....of the...Creek.....Nation; that a female....child was  
(Male or Female)  
born to me on...5th.....day of...February....., 1905.; that said child has been named  
.....Irine Colbert....., and was living March 4, 1906.

*Maggie Colbert*

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this...2nd.....day of...July.....1906

My commission expires Sept 9th, 1909.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
.....Western.....District. }

I, ...Hannah Thomas....., a mid-wife....., on oath state that I  
attended on...Maggie Colbert....., wife of...Johnny Colbert.....  
on the...5th.....day of...February., 1905.; that there was born to her on said date a...female....  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named...Irine Colbert.....

*Hannah Thomas*

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this...2nd.....day of...July.....1906

My commission expires Sept 9th, 1909.

Notary Public.

IN RE  
THE DEATH OF

*Irene Colbert*

A CITIZEN OF THE

*Cherokee*

Nation

*CFB*  
Approved

JUN 3 1907

190

Commissioner

DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
CHEROKEE LAND OFFICE

FILED

JUN 3 1907

# Department of the Interior, COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Irene Colbert

(Here insert name of deceased)

a citizen of the Cherokee Nation, who formerly resided at or near

Checotah

(Here insert name of post office)

Ind. Ter., and died on the 15th. day of

September, 1906.

## AFFIDAVIT OF RELATIVE

United States of America

Western Dist. Ind. Ter.

I, Maggie Colbert, on oath state that I am 26 years of age and a citizen, by Adaption (freeman) of the Cherokee Nation;

that my postoffice address is Checotah, Ind. Ter.; that I am

(Here insert name of postoffice)

the mother

(State relationship: as the father; an uncle; a cousin, etc.)

of Irene Colbert

(Here insert name of deceased)

who was a citizen, by Adaption (freeman), of the Cherokee Nation

and that said Irene Colbert died on the 15th. day of

(Here insert name of deceased)

September, 1906.

WITNESSES TO MARK:

(Must Be Two Witnesses)

J. M. Deery  
Samuel L. Latham

Maggie Colbert  
her mark

Subscribed and sworn to before me this 28th. day of May 1907

J. H. Schafiehl

United States Commissioner.  
Notary Public

## AFFIDAVIT OF ACQUAINTANCE

United States of America

Western District, Indian Ter.

I, A. Jackson Temple, on oath state that I am 40 years of age, and <sup>not</sup> a citizen by of the any Nation of Indian Terr. Nation;

that my postoffice address is Checotah, Ind. Ter.;

(Here insert name of postoffice)

that I was personally acquainted with Irene Colbert

(Here insert name of deceased)

who was a citizen, by adoption, of the Cherokee Nation;

and that said Irene Colbert died on the 15th. day of

(Here insert name of deceased)

September 1906.

WITNESSES TO MARK:

(Must Be Two Witnesses)

Subscribed and sworn to before me this 28 day of May 1907

A. Jackson Temple  
J. H. Schafiehl

United States Commissioner.  
Notary Public

Cherokee F.

N. B. 452

Muskogee, Indian Territory, July 16, 1906.

A. Jackson Temple,

Chasotah, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Irine Colbert, born February 8, 1905.

Respectfully,

Commissioner.

MMP



Cher Fr M 453

Cher Fr M 453

**CHEROKEE FREEDMAN**

199

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 28, 1906.

.....CLARENCE HILL.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior  
Commissioner to the Five  
Civilized Tribes

**F I L E D**

July 17 1906

Tams Bixby,  
Commissioner

Received Jul 12 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Indian Territory, born on the 15th day of November, 1904.  
[Here insert name of child]  
Name of Father: James Hill a citizen of the Cherokee Nation.  
Name of Mother: Bertha Hill a citizen of the Cherokee Nation.  
Tribal enrollment of father Cherokee Freedman Tribal enrollment of mother Cherokee  
Postoffice Ft. Scott, Kansas

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Houshon  
State of Kansas County of Butler

I, Bertha Hill, on oath state that I am twenty-two years of age and a citizen by birth of the Cherokee Nation; that I am the lawful wife of James Hill, who is a citizen, by birth of the Cherokee Nation; that a male child was born to me on 15th day of November, 1904; that said child has been named Clarence and was living March 4, 1906.

Signed Bertha Hill

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 7th day of July, 1906.

Com ex Arch 27, 1908  
SEAL

W. W. Padgett  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District.

I, Sarah Webber, a midwife, on oath state that I attended on Bertha Hill, wife of James Hill, on the 15th day of Nov., 1904; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Clarence.

Signed Sarah Webber

WITNESSES TO MARK:

[Must be Two Witnesses]

J. Wood Glass  
Charles I. Weaver

Subscribed and sworn to before me this 11th day of July, 1906.

My Com. Ex. Feb. 18th., 1907.

J. Wood Glass  
Notary Public.

---

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 28, 1906.

.....Albert Hill.....

as a citizen of

.....Cherokee..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior  
Commissioner to the Five  
Civilized Tribes

F I L E D

Aug 10 1906

Tams Bixby,

Commissioner

Received Jul 23 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Indian Territory, born on the 2d day of November 1902.  
[Here insert name of child]  
 Name of Father: James Hill a citizen of the Cherokee Nation.  
 Name of Mother: Bertha Hill a citizen of the Cherokee Nation.  
 Tribal enrollment of father Cherokee Freedman Tribal enrollment of mother Cherokee Freedman

Postoffice Ft. Scott Kansas R.R. No. 3

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Boushon  
 State of Kansas County of District

I, Bertha Hill, on oath state that I am twenty two  
 years of age and a citizen by birth, of the Cherokee Nation;  
 that I am the lawful wife of James Hill, who is a citizen, by  
birth, of the Cherokee Nation; that a male child was  
[Male or Female]  
 born to me on 2d day of November, 1902; that said child has been named  
Albert and was living March 4, 1906.

Signed Bertha Hill

## WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 7th day of July, 1906.

Com. Ex Moh. 27, 1908

W. W. Padgett

Notary Public.

SEAL

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, ~~Indian Territory~~  
of Kansas  
 County of Boushon and State District

I, B. A. McLenore, a Physician, on oath state that I  
 attended on Bertha Hill, wife of James Hill,  
 on the 2d day of Nov., 1902; that there was born to her on said date a male  
[Male or Female]  
 child; that said child was living March 4, 1906, and is said to have been named Albert.

X B. A. McLenore M.D.

## WITNESSES TO MARK:

[Must be Two  
Witnesses]

X Thomas Hill  
 X Milton Hill

Subscribed and sworn to before me this 7th day of July, 1906.

Com. Ex Moh 27 1908

W. W. Padgett

Notary Public.

SEAL

COPY.

G. H. L.

Cherokee F. N. B. 453-602.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----  
In the matter of the application for the enrollment of Clarence Hill and Albert Hill as Cherokee freedmen.

DECISION

THE RECORDS OF THIS OFFICE SHOW: That on July 12, 1906, and July 23, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation, of Clarence Hill and Albert Hill, respectively, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Clarence Hill and Albert Hill, are the minor children of one James Hill, whose application for enrollment as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes March 6, 1904, and its action approved by the Secretary of the Interior, July 1, 1904, I. T. D. 5110-1904, and Bertha Hill, a non-citizen of the Cherokee Nation.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am therefore of the opinion that I am without authority to receive or consider the applications for the enrollment of Clarence Hill and Albert Hill as Cherokee freedmen and I hereby decline to receive said applications.

SIGNED.

*Tame Dixon*

Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 12 1907

J. WOOD GLASS

NOTARY IN OFFICE

C. I. WEAVER

LAW OFFICE OF  
**GLASS & WEAVER**  
NOWATA  
INDIAN TERRITORY

SPECIAL ATTENTION  
TO  
LAND MATTERS

July 11 h., 1906.

Hon. Commissioner to the Five Civilized Tribes,

Muskogee, Ind. Ter.

Sir:-

Enclosed please find application for enrollment of Clarence Hill. If there are any corrections to be made, kindly notify Bertha Hill, at Fort Scott, Kansas.

Very respectfully,

*Glenn W. Weaver*

---

INDEXED

28812 JUL 12 1906

Glass & Weaver,  
Nowata, I. T.,  
Cherokee Nation,  
July 11, 1906.

Transmits B. C. of Clarence Hill.

CHEROKEE ENROLLMENT



Cherokee F.  
N. B. 453

Muskogee, Indian Territory, July 16, 1906.

Glass & Weaver,  
Nowata, Indian Territory.

Gentlemen:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Clarence Hill, born November 15, 1904.

Respectfully,

Commissioner.

MMP

Cherokee F.  
N.B.452-502

(COPY)

Muskogee, Indian Territory, February 12, 1907.

James Hill,  
Rural Route No. 3,  
Port Scott, Kansas.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the applications for enrollment of your children, Clarence and Albert Hill, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-76  
JMH

Commissioner.

Register.

Cherokee F.  
N.B.453-502

(COPY)

Muskogee, Indian Territory, February 12, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the applications for enrollment of Clarence and Albert Hill as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-77  
JMH

Commissioner.

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the applications for the enrollment of Clarence and Albert Hill as Cherokee freedmen, together with the decision of the Commissioner, dated February 12, 1907, denying said applications.

Respectfully,

Encl. H-78  
JMH

Commissioner.

Through the Commissioner  
of Indian Affairs.

LAND.  
16254-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,

COPY.

WASHINGTON.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Glarance and Albert Hill, as Cherokee freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, adverse the applicants.

The record shows that on July 12, 1906 and July 23, 1906, applications were received by the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as Cherokee freedmen. The record further shows that the applicants are the minor children of James Hill, whose applications for enrollment as a Cherokee freedman was denied by the Department on July 1, 1904, (I. T. D. 5110), and of Bertha Hill, a non-citizen.

Therefore, by reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicants named herein as Cherokee freedmen.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-LC.

W.H.M.  
J.P.

DEPARTMENT OF THE INTERIOR,

LRB. D.C. 12639-1907. WASHINGTON.

I. T. D.

5694, 5712, 5714, 5716,  
5726, 5768, 5808, 5822,  
5826, 5834, 5880, 5852,  
5860, 5866, 5870, 5772,  
5880, 5910, 5916, 5934,  
5942, 5946, 5948, 5980,  
5984, 5988, 5970, 5972,  
5996, 5998, 6000, 6002,  
all 1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of Case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| Moses Hardrick, et al. (freedmen),  | February 13, 1907.                  |
| Alexander M. Anderson,              | February 21, 1907.                  |
| Bailine Patrick,                    | February 19, 1907.                  |
| Leona Arreta Kincaide,              | February 12, 1907.                  |
| Neema Worley Hicks, (freedman),     | February 12, 1907.                  |
| James McCandish,                    | February 2, 1907.                   |
| George W. Hill,                     | February 13, 1907.                  |
| Lydia M. Ward, et al. (freedmen),   | February 12, 1907.                  |
| Mary E. Coker,                      | February 8, 1907.                   |
| Charlotte M. Laughlin, et al.,      | February 21, 1907.                  |
| Jessie Lee Ligon, et al.,           | February 15, 1907.                  |
| Joseph Hansen,                      | February 14, 1907.                  |
| John Earl Redearn, et al.,          | February 15, 1907.                  |
| Minnie L. Peace, et al. (freedmen), | February 13, 1907.                  |
| Clark E. Wernsey,                   | February 19, 1907.                  |
| George E. Freeman (freedman),       | February 16, 1907.                  |

| Title of Case.                      | Date of your<br>letter of transmittal. |
|-------------------------------------|----------------------------------------|
| Mary J. Graybeard,                  | February 8, 1907.                      |
| Sarah Stagg, et al.,                | January 17, 1907.                      |
| Alveto Flemings, et al. (freedmen), | February 12, 1907.                     |
| Tyre Finley (freedman),             | February 12, 1907.                     |
| Clarence Landrum, et al (freedmen), | February 14, 1907.                     |
| Minnie E. Powell,                   | February 14, 1907.                     |
| D. H. Flourney,                     | February 2, 1907.                      |
| Sarah J. Martin,                    | February 14, 1907.                     |
| Elizabeth Coleman,                  | February 8, 1907.                      |
| Rexie Christine Minns,              | February 16, 1907.                     |
| Ella Hill, (freedman),              | February 16, 1907.                     |
| James Langley,                      | February 6, 1907.                      |
| Frances Elizabeth Forbes,           | February 12, 1907.                     |
| Isabelle J. Paris,                  | February 9, 1907.                      |
| Clarence Hill, et al. (freedmen),   | February 12, 1907.                     |
| Mary Dean, et al. (freedmen),       | January 18, 1907.                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

32 enclosures, and  
70 enclosures to Ind. Of.,  
with carbon hereof.

A. F. Ho.  
3-2-07.

REFER IN REPLY TO THE FOLLOWING:

Cherokee V,  
P. 5, 453,

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, March 22, 1907.

James Hill,

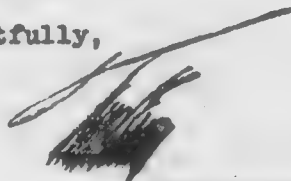
Fort Scott, Kansas.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the application for the enrollment of your children, Clarence and Albert Hill, as citizens by blood of the Cherokee Nation, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,



Commissioner.

Encl. C-35  
LMC

V



Cherokee F.  
R 574 et al.

COPY

Muskogee, Indian Territory, March 22, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, rejecting the application for the enrollment of Moses Wardrick, et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

*W. W. Hastings*  
Commissioner.

Encl. C-50  
LMC

Department of the Interior.

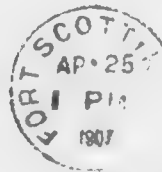
Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



James Hill,

Port Scott, Kansas.



1518 E.W. Hill

21st at

opened by mistake of James Hill

Cher Fr M 454

Cher Fr M 454

*per*  
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Russell Landrum*

as a citizen of

*Cherokee* Nation.

*[Signature]*  
Approved:

JAN 11 1907

190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS

FILED

JUL 17 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 11 1906

454

*+ 7 14 98*

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee..... Nation,  
12th,  
of ... Russell Landrum....., born on the ... 12th day of ... March..... 1904.  
[Here insert name of child]  
Name of Father: Lone Landrum..... a citizen of the... Cherokee..... Nation.  
Name of Mother: Cherry Landrum..... a citizen of the... Cherokee..... Nation.  
Tribal enrollment of father..... 4095..... Tribal enrollment of mother..... 4096.....  
Postoffice..... Checotah... I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western..... District. }

I, Cherry Landrum....., on oath state that I am Forty-two.....  
years of age and a citizen by birth....., of the... Cherokee..... Nation;  
that I am the lawful wife of... Lone Landrum....., who is a citizen, by  
birth....., of the... Cherokee..... Nation; that a ... male..... child was  
[Male or Female]  
born to me on... 12th..... day of... March..... 1904.; that said child has been named  
Russell Landrum....., and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this... 2nd..... day of... July..... 1906.

My commission expires Sept 9th, 1909.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western..... District. }

I, Nancy Shepard....., a mid-wife....., on oath state that I  
attended on... Cherry Landrum..... wife of... Lone Landrum.....  
on the... 12th..... day of... March..... 1904.; that there was born to her on said date a... male.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named... Russell Landrum.....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this... 2nd..... day of... July..... 1906.

My commission expires Sept 9th, 1909.

Notary Public.

IN RE  
THE DEATH OF

Russell Landrum

A CITIZEN OF THE

Cherokee

Nation

  
Approved

JUN 3

1907

190

Commissioner

OLD INDIAN LANDS  
COMMISSIONER, THE FEDERALIZED TRIBE  
CHEROKEE LAND OFFICE,

FILED

JUN 3 1907  


32

**Department of the Interior,**  
**COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of Russell Landrum  
(Here insert name of deceased)  
a citizen of the Cherokee Nation, who formerly resided at or near  
Checotah Ind. Ter., and died on the 10th. day of  
(Here insert name of post office)  
August, 1906

**AFFIDAVIT OF RELATIVE**

United States of America,  
Indian Ter. Western Dist. }

I, Lone Landrum (Freedman), on oath state that I am 53  
years of age and a citizen, by Adoption, of the Cherokee Nation;  
that my postoffice address is Checotah, Ind. Ter.; that I am  
(Here insert name of postoffice)  
the father of Russell Landrum (Freedman)  
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)  
who was a citizen, by adoption, of the Cherokee Nation  
and that said Russell Landrum died on the 10th. day of  
(Here insert name of deceased)  
August, 1906

WITNESSES TO MARK:

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this 23th. day of May, 1907

*J. G. Schofield*  
Notary Public

United States Commissioner.

**AFFIDAVIT OF ACQUAINTANCE**

United States of America,  
Western District, Indian Ter. }

I, A. Jackson Temple, on oath state that I am 40  
years of age, <sup>not</sup> a citizen ~~by~~ of the any Nation of Indian Ter. Nation;  
that my postoffice address is Checotah, Ind. Ter.;  
(Here insert name of postoffice)  
that I was personally acquainted with Russell Landrum  
(Here insert name of deceased)  
who was a citizen, by Adoption, of the Cherokee Nation;  
and that said Russell Landrum died on the 10th. day of  
(Here insert name of deceased)  
August, 1906

WITNESSES TO MARK:

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this 28 day of May, 1907

*J. G. Schofield*  
Notary Public

Notary Public.

Cherokee F.

N. B. 484.

Muskogee, Indian Territory, July 16, 1906.

Lone Landrum,

Chocotah, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Russell Landrum, born March 18, 1904.

Respectfully,

Commissioner.

MMP



Cher Fr M 455

Cher Fr M 455

*see*  
CHEROKEE FREEDMAN, *455*

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Bernard James*

as a citizen of

*Cherokee*

Nation.

*G.H.*  
Approved. JAN 11 1907 190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 23 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 20 1906

*157*

*169*

*170*

*320*

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Bennie Vann, born on the 15 day of Oct 1903  
(Here insert name of child)  
 Name of Father: George Vann a citizen of the Cherokee Nation.  
 Name of Mother: Minerva Vann a citizen of the Cherokee Nation.  
 Tribal enrollment of father: 3146 Tribal enrollment of mother: 852  
 Postoffice: \_\_\_\_\_

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Minerva Vann, on oath state that I am 21  
 years of age and a citizen by Adoption of the Cherokee Nation;  
 that I am the lawful wife of George Vann, who is a citizen, by  
Adoption of the Cherokee Nation; that a male child was  
 born to me on 15 day of October 1903; that said child has been named  
Bennie Vann - as state me and my husband at Cherokee Freshman  
 and was living March 4, 1906.

## WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 29 day of July 1906.J. R. Mayfield

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Lattie Brown, a midwife, on oath state that I  
 attended on Minerva Vann, wife of George Vann  
 on the 15 day of October 1903; that there was born to her on said date a male  
 child; that said child was living March 4, 1906, and is said to have been named Bennie Vann.

## WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 19 day of July 1906.J. R. Mayfield

Notary Public.

Cher Fr M 456

Cher Fr M 456

Cherokee Freedman

199

45-6

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

.....Roesaburn Wright.....

as a citizen of

....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Filed July 14, 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Rooseburn Wright....., born on the 27.....day of July.....1903.....  
[Here insert name of child]  
Name of Father:.....John Wright.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Maggie Wright.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Freedman.....Tribal enrollment of mother.....Freedman.....  
Postoffice.....Hayden, I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
...Northern.....District. }  
I, .....Maggie Wright.....on oath state that I am.....24.....  
years of age and a citizen by Adoption.....of the.....Cherokee.....Nation;  
that I am the lawful wife of.....John Wright....., who is a citizen, by  
...Adoption.....of the.....Cherokee.....Nation; that a Male.....child was  
[Male or Female]  
born to me on...27.....day of.....July.....1903.....; that said child has been named  
...Rooseburn Wright.....and was living March 4, 1906.

.....Maggie Wright.....

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this...12.....day of.....July.....1906.

.....Wm. Madden, Jr.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
...Northern.....District. }  
I, .....Ann Wright....., a mid-wife....., on oath state that I  
attended on ...Maggie Wright....., wife of.....John Wright.....  
on the...27.....day of.....July.....1903.; that there was born to her on said date a...male.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....

...Rooseburn Wright.....

Her  
Ann. X. Wright  
Mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this...12.....day of.....July.....1906.

.....Wm. Madden, Jr.....

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Rooseburn Wright as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 14, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Rooseburn Wright under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Rooseburn Wright, who was born July 27, 1903, and was living March 4, 1906, is the minor child of John Wright and Maggie Wright, nee Daniels, alleged Cherokee freedmen, and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on April 17, 1906, the application for the enrollment of said John Wright was denied by the Commission to the Five Civilized Tribes, and its action was, on June 25, 1906, (I.T.D. 7538,8884,8900-05), approved by the Secretary of the Interior; that on August 20, 1906, a motion for a rehearing was filed in said case, and that on December 27, 1906, said motion was forwarded the Department for consideration. It is further shown that, on December 12, 1904, the application for the enrollment of said Maggie Wright, nee Daniels, was denied by the Commission to the Five Civilized Tribes, and its action was on February 13, 1905 (I.T.D.12910-04, 1236-05), approved by the Secretary of the Interior; that on September 7, 1905, a motion for review in said case was filed with the Department, and that on May 2, 1906, said motion was dismissed by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Rooseburn Wright is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.

Dated at Muskogee, Indian Territory,  
this FEB 11 1907

  
\_\_\_\_\_  
Commissioner

REFER IN REPLY TO THE FOLLOWING:  
**Cherokee Freedman**  
**N.B. 456**

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 23, 1906.

John Wright,

Hayden, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Roseburn Wright, as a Cherokee Freedman, you are advised that from the information contained in the affidavit as to said child's birth, this office is unable to identify either you or the mother of said child, upon its records as an applicant for enrollment as a Cherokee Freedmen. You are requested to advise this office, by return mail, under what name applications were made for your enrollment, your ages, the names of your parents and any members of your families with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.



C O P Y .

July 31st, 1906.

Commissioner to the five civilized tribes dear sir application  
for my enrolment was made under the name of my father Ed Wright  
my rool name is John wright my wifes name is maggie Daniels Before she  
married her fathers name was Harry Daniels my fathers name is Ed  
wright br. Ed Derrick

yours truly

John Wright

Hayden I.T.

Cherokee F.N.B.  
456

Muskogee, Indian Territory, February 14, 1907.

John Wright,

Hayden, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting the application for the enrollment of your minor child, Roseburn Wright, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc I-47

Commissioner.

HPI

*Register*

Cherokee F.N.B.

456.

Muskogee, Indian Territory, February 14, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting the application for the enrollment of Roseburn Wright as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc I-46.

Commissioner.

RPI

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Roeseburn Wright as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting said application.

Respectfully,

Commissioner.

Enc 1-47  
NPI

Through the Commissioner  
of Indian Affairs.

( COPY )

Land.  
17139-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Pixby dated February 14, 1907, transmitting the record relative to the application for enrollment of Roseburn Wright as a Cherokee freedman. On February 14, 1907, the commissioner held that the applicant was not entitled to enrollment.

The decision of the commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

JFB-Y.

D.C.13259

(COPY)

W.H.M.

Y.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

DIRECT March 4, 1907.

IRE I. T. D.

7042, 7044, 7046, 7052, 7060,  
7074, 7076, 7080, 7082, 7086,  
7092, 7094, 7096, 7108, 7120,  
7146, 7150, 7158, 7164, 7166,  
7168, 7170, 7192, 7186, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7362, 7364, 7368, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7462, 7464,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7536,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

Commissioner to the Five Civilized Tribes,  
Wuskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

| Title of Case                      | Date of your letter of transmittal. |
|------------------------------------|-------------------------------------|
| John Wesley Freeman (freedman),    | February 18, 1907.                  |
| Harry N. Gurry, et al.,            | February 23, 1907.                  |
| Stephen Baldrige (freedman)        | February 18, 1907.                  |
| Thomas Bell (freedman),            | February 18, 1907.                  |
| Martha J. Burgess (intermarriage), | February 22, 1907.                  |

|                                           |                    |
|-------------------------------------------|--------------------|
| Moses Carter (freedman),                  | February 1, 1907.  |
| Marshall L. Hyde (by blood),              | February 21, 1907. |
| John W. Goss (intermarriage),             | February 21, 1907. |
| William S. Hutchens (intermarriage),      | February 23, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William C. Smith (by blood),              | February 21, 1907. |
| Roy Drum (by blood),                      | February 27, 1907. |
| Loneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields, (intermarriage),       | February 23, 1907. |
| Nathaniel Wickliff, (freedman),           | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mellie Hurst (intermarriage),             | February 23, 1907. |
| Mellie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Fatima Keys (intermarriage),              | February 23, 1907. |
| Levi P. Isbell (intermarriage),           | February 20, 1907. |
| Annie C. Butler (intermarriage),          | February 23, 1907. |
| James R. Bivin (intermarriage),           | February 14, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Willie Joanna Love, et al. (freedman)     | February 23, 1907. |
| William T. Teague (by blood),             | February 20, 1907. |
| Theodore Jones (freedman),                | February 25, 1907. |
| Viola M. Pinwick (freedman),              | February 25, 1907. |
| Willey Polston, et al., (freedman),       | February 23, 1907. |
| Pansy Grinnett (freedman),                | February 21, 1907. |
| Alice Harman (intermarriage),             | February 23, 1907. |
| Bettie McLaughlin (by blood),             | January 17, 1907.  |
| Loran Alfred Lovett (by blood),           | February 18, 1907. |
| Maudie Skaggs (by blood),                 | February 18, 1907. |
| Robert Walker (freedman),                 | February 14, 1907. |
| Edward B. Frayser (intermarriage),        | February 16, 1907. |
| Daniel Sitaler, et al., (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),             | February 16, 1907. |
| Felix F. Witt (intermarriage),            | February 19, 1907. |
| Preston G. Browning (intermarriage),      | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),     | February 23, 1907. |
| Alberta Sanders, et al., (freedman),      | February 25, 1907. |
| Samuel Sanders (freedman),                | February 21, 1907. |
| Peggie Bearpaw (by blood),                | February 25, 1907. |
| Lawrence Graves (freedman),               | February 25, 1907. |
| James Beak (freedman),                    | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood)      | February 23, 1907. |
| Charles W. Trent (intermarriage),         | February 23, 1907. |
| John Greese (by blood),                   | February 23, 1907. |
| Bessie Landrum, et al. (freedman),        | February 23, 1907. |
| David Monroe Moses (freedman),            | February 23, 1907. |
| Rosa S. Whitaker (intermarriage.)         | February 23, 1907. |



|                                        |                    |
|----------------------------------------|--------------------|
| Roseburn Wright (freedman),            | February 14, 1907. |
| Lenard King, et al. (by blood),        | February 14, 1907. |
| Roberta Vann (freedman),               | February 14, 1907. |
| Thomas Leroy Loyd (freedman),          | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),   | February 22, 1907. |
| Sarah A. Trout (intermarriage),        | February 25, 1907. |
| J. D. Amsey, et al. (by blood),        | February 25, 1907. |
| Carnlyer Vestel (freedman),            | February 25, 1907. |
| Lissie H. Langley (intermarriage),     | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood) | February 20, 1907. |
| Myrtle Adams (freedman),               | February 25, 1907. |
| Annie Sorecehowl (as citizens), et al. | February 25, 1907. |
| Ruby Miller (by blood),                | February 25, 1907. |
| Clarence Jones, et al., (freedmen),    | February 23, 1907. |
| John H. Ellis (intermarriage),         | February 20, 1907. |
| Leroy Shields (freedman),              | February 16, 1907. |
| Edmond Durant, et al. (freedmen),      | February 23, 1907. |
| Jane Crittenden (intermarriage),       | February 20, 1907. |
| Jesse Bell (freedman),                 | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),    | February 23, 1907. |
| Elsie Mabel Barritt (by blood),        | February 1, 1907.  |
| Eliza Rolston (intermarriage),         | February 7, 1907.  |
| Tom Mayes Vann (freedman),             | February 18, 1907. |
| Willie Lee Hanks, et al. (freedmen),   | February 18, 1907. |
| Julia J. Wilkerson (by blood),         | February 21, 1907. |
| Blanch Banc, et al. (by blood),        | February 23, 1907. |
| Martha W. Morgan (intermarriage),      | February 21, 1907. |
| Edker Williams (by blood),             | February 21, 1907. |
| Doc Herron England (by blood),         | February 21, 1907. |
| Mildred Peague (by blood),             | February 18, 1907. |
| Odell Foster (freedman),               | February 23, 1907. |
| Willie Colbert (freedman),             | February 21, 1907. |
| Arthur D. Jackson (by blood),          | February 21, 1907. |
| Eliza J. Huston (intermarriage),       | February 25, 1907. |
| Ottorein Allen (freedman),             | February 18, 1907. |
| Viola Martin (freedman),               | February 18, 1907. |
| Archie Tayler (freedman),              | February 18, 1907. |
| Joseph E. Thompson (intermarriage),    | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,  
 91 enclosures, and (Signed) E. A. Hitchcock,  
 182 enclosures to Ind. Of., Secretary.  
 with copy hereof.

W.C.F. 3/4/07.



Cherokee freed-  
man W. B. 456

Muskogee, Indian Territory, March 30, 1907.

John Wright,  
Hayden, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes dated February 14, 1907, rejecting the application for the enrollment of your child, Roseburn Wright, as a Cherokee freedman, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*Geo. D. Rodgers,*  
Acting Commissioner.

Incl. P-4-53  
MCP

Cherokee F.N.B.  
338

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*Geo. D. Rodgers.*  
Acting Commissioner.

Incl. P-4-60  
MMP

The Land & required.

Cher Fr M 457

Cher Fr M 457

Cherokee Freedman 457

F 599

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

**Manie Manuel**

as a citizen of

**Cherokee** Nation.

Approved..... 190...

Commissioner.

Department of the Interior  
Comptroller to the Five Civilized Tribes

**F I L E D**

**July 17 1906**

**Thomas Dixby**

Commissioner.

Received  
**Jul 10 1906.**

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Mamie Mamie....., born on the 19th day of August.....1904.  
[Here insert name of child]  
Name of Father:.....Sam F. Manuel.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Sallie Manuel.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....not enrolled.....Tribal enrollment of mother.....Freedman # 1502  
Postoffice.....Ft. Gibson, I.T......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Western.....District. }

I, .....Sallie Manuel....., on oath state that I am.....30.....  
years of age and a citizen by.....blood.....of the.....Cherokee.....Nation;  
that I am the lawful wife of.....Sam F. Manuel....., who is a citizen, by  
.....marriage.....of the.....Cherokee.....Nation; that a.....female.....child was  
[Male or Female]  
born to me on.....19th.....day of.....August....., 1.....904.....; that said child has been named  
.....Mamie Manuel....., and was living March 4, 1906.

(Signed).....Sallie Manuel.....

(SEAL)  
WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
.....

Subscribed and sworn to before me this.....9th.....day of.....July.....1906.

(Signed).....V. L. Hurt.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Western.....District. }

I, .....Polly Ross....., a.....Mid-Wife....., on oath state that I  
attended on .....Sallie Manuel....., wife of.....Sam F. Manuel.....  
on the.....19th.....day of.....August....., 1.....904.....; that there was born to her on said date a.....female.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....Mamie Manuel.....  
her

(SEAL)

(Signed).....Polly X Ross.....

WITNESSES TO MARK:

mark

[Must be Two Witnesses] { .....  
.....  
.....(Signed).....A. J. Hurt.....  
.....(Signed).....Sallie Mae Johnson.....

Subscribed and sworn to before me this.....9th.....day of.....July.....1906.

(Signed).....V. L. Hurt.....

Notary Public.

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

P 899

..... Willie Manuel .....

as a citizen of

..... Cherokee .....

..... Nation.

Approved..... 190...

.....  
Commissioner.  
.....

Department of the Interior  
Commissioner to the Five Civilized Tribes

**F I L E D**

**Jul 17 1906**

**Tams Dixie**  
**Commissioner**

**Received**  
**Jul 18 1906.**

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Willie Manuel, born on the 1st day of September, 1905.  
(Here insert name of child)  
Name of Father: Sam F. Manuel a citizen of the Cherokee Nation.  
Name of Mother: Sallie Manuel a citizen of the Cherokee Nation.  
Tribal enrollment of father: not enrolled. Tribal enrollment of mother: Freedmen # 1502.  
Postoffice: Ft. Gibson, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western ..... District. }

I, Sallie Manuel, on oath state that I am 30 years of age and a citizen by blood of the Cherokee Nation; that I am the lawful wife of Sam F. Manuel, who is a citizen, by marriage, of the Cherokee Nation; that a male child was (Male or Female) born to me on 1st day of September, 1905; that said child has been named Willie Manuel, and was living March 4, 1906.

(SEAL)

(Signed) Sallie Manuel

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
..... }

Subscribed and sworn to before me this 9th day of July, 1906.

(Signed) V. L. Hurt  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western ..... District. }

I, Polly Ross, a Mid-Wife, on oath state that I attended on Sallie Manuel, wife of Sam F. Manuel, on the 1st day of September, 1905; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Willie Manuel.  
(Male or Female)

(SEAL)

(Signed) Polly X Ross  
her mark

WITNESSES TO MARK:

[Must be Two Witnesses] { (Signed) A. J. Hurt .....  
..... (Signed) Sallie Mae Johnson ..... }

Subscribed and sworn to before me this 9th day of July, 1906.

(Signed) V. L. Hurt  
Notary Public.



**Cherokee Freedmen**

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IN RE  
THE DEATH OF

**Emile Manuel**  
a citizen of the

**Cherokee** Nation.

---

Approved 190

Commissioner.

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Department of the Interior  
Commissioner to the Five Civilized Tribes

F I L E D

JUL 18 1906

Tams Birby  
Commissioner.

Received  
Jul 18 1906.

32

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Mamie Manuel  
(Here insert name of deceased.)  
a citizen of the Cherokee Nation, who formerly resided at or near  
Ft. Gibson, Ind. Ter., and died on the 10th day of  
March, 1 906.  
(Here insert name of postoffice.)

AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Sallie Manuel, on oath state that I am 30  
years of age and a citizen, by blood, of the Cherokee Nation;  
that my postoffice address is Ft. Gibson, Ind. Ter.; that I am  
(Here insert name of postoffice.)  
The Mother of Mamie Manuel  
(State relationship: as the father, an uncle, a cousin, etc.) (Here insert name of deceased.)  
who was a citizen, by blood, of the Cherokee Nation  
and that said Mamie Manuel died on the 10th day of  
March, 1 906.  
(Here insert name of deceased.)

WITNESSES TO MARK:

(Signed) Sallie Manuel

(SEAL)  
(Must Be Two Witnesses.)

Subscribed and sworn to before me this 9th day of July, 190 6.

(Signed) V. L. Hurt

Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Polly Ross, on oath state that I am 55  
years of age, and a citizen by blood of the Cherokee Nation;  
that my postoffice address is Ft. Gibson, Ind. Ter.;  
(Here insert name of postoffice.)  
that I was personally acquainted with Mamie Manuel  
(Here insert name of deceased.)  
who was a citizen, by blood, of the Cherokee Nation;  
and that said Mamie Manuel died on the 10th day of  
March, 1 906.  
(Here insert name of deceased.)

WITNESSES TO MARK:

(Signed) Polly X Ross

(Must Be Two Witnesses.) { (Signed) A. J. Hurt  
(Signed) Sallie Mae Johnson

(SEAL)  
Subscribed and sworn to before me this 9th day of July, 190 6

(Signed) V. L. Hurt

Notary Public.

Cherokee Freedman W.B. 487

82

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IN RE  
THE DEATH OF  
Willie Manuel

.....  
a citizen of the  
Cherokee  
..... Nation.

Approved..... 190.....

.....  
Commissioner.  
.....

Department of the Interior  
Commissioner to the Five Civilized Tribes  
FILED

JUL 18 1906

Tams Dixby  
Commissioner

Received  
JUL 10 1906.

# DEPARTMENT OF THE INTERIOR, COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Willie Manuel  
(Here insert name of deceased.)  
a citizen of the Cherokee Nation, who formerly resided at or near  
Ft. Gibson, Ind. Ter.; and died on the 14th day of  
(Here insert name of postoffice.)  
March, 1 906.

## AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Sallie Manuel, on oath state that I am 30  
years of age and a citizen, by blood, of the Cherokee Nation;  
that my postoffice address is Ft. Gibson, Ind. Ter.; that I am  
(Here insert name of postoffice.)  
the Mother of Willie Manuel  
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased.)  
who was a citizen, by blood, of the Cherokee Nation  
and that said Willie Manuel died on the 14th day of  
(Here insert name of deceased.)  
March, 1 906.

WITNESSES TO MARK:

(SEAL)

(Must Be Two  
Witnesses.)

(Signed) Sallie Manuel

Subscribed and sworn to before me this 9th day of July, 1906.

(Signed) V. L. Hurt

Notary Public.

## AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Polly Ross, on oath state that I am 55  
years of age, and a citizen by blood of the Cherokee Nation;  
that my postoffice address is Ft. Gibson, Ind. Ter.;  
(Here insert name of postoffice.)  
that I was personally acquainted with Willie Manuel  
(Here insert name of deceased.)  
who was a citizen, by blood, of the Cherokee Nation;  
and that said Willie Manuel died on the 14th day of  
(Here insert name of deceased.)  
March, 1 906.

WITNESSES TO MARK:

(SEAL)

(Must Be Two  
Witnesses.)

(Signed) A. J. Hurt

(Signed) Sallie Mae Johnson

(Signed) Polly her Ross  
mark

Subscribed and sworn to before me this 9th day of July, 1906.

(Signed) V. L. Hurt.

Notary Public.

Department of the Interior,  
Commission to the Five Civilized Tribes,  
Cherokee Land Office,  
Tahlequah, I.T., August 6, 1903.

In the matter of the application of Sallie Baker for the enrollment of herself and her daughter, Bessie McCullough, as Cherokee freedmen.

SUPPLEMENTAL TESTIMONY.

SALLIE MANUEL, being duly sworn and examined by the Commission, testified as follows:

- Q What is your name? A My name is Sallie Manuel.  
Q How old are you? A 25.  
Q What is your postoffice address? A Wagoner now.  
Q Aren't you nearer 30 than 25? A Yes sir, I guess I am.  
Q Are you enrolled by this Commission as a Cherokee freedman?  
A Yes sir.  
Q Have you a daughter named Bessie McCullough? A Yes sir.  
Q Is she living with you now? A Yes sir.  
Q Under what name were you enrolled? A My name is on the roll as Sallie Baker and McCullough too.  
Q You were enrolled as Sallie Baker weren't you? A Yes sir.  
Q Have you married since you were enrolled? A Yes sir.  
Q When were you married? A 1891.  
Q What is the day and month? A August 2nd.  
Q Got your marriage license and certificate with you? A No sir.  
Q You mean 1901, don't you? A Yes sir.  
Q Whom were you married to? A Sam Manuel.  
Q Is he a Cherokee freedman? A No sir, he's a Creek.

+++++

Nabel F. Maxwell, being duly sworn, states that, as stenographer to the Commission to the Five Civilized Tribes, she correctly recorded the supplemental testimony in this case, and that the above is a true and complete transcript of her stenographic notes thereof.

Nabel F. Maxwell

Subscribed and sworn to before me  
this 6th day of August, 1903.

Samuel Foreman

Notary Public.

X 599

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

FILED  
AUG 7 1903



CHAIRMAN

Received

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, I. T., AUGUST 18, 1906.

In the matter of the application for the enrollment of  
MAMIE and WILLIE MANUEL, as Cherokee Freedmen.

APPEARANCES:

For Applicants, Their mother, Sallie Manuel.  
For Cherokee Nation, W. W. Hastings.

SALLIE MANUEL, being first duly sworn, by John E. Tidwell, a  
Notary Public, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Sallie Manuel.  
Q What is your age? A I am 30 some odd years old, I don't know  
just how old I am.  
Q What is your postoffice? A Fort Gibson.  
Q Are you a Cherokee freedman? A Yes sir.  
Q Have you some children? A Yes sir.  
Q What is the name of your oldest child? A Mamie.  
Q Your oldest child? A My oldest child's name is Bessie.  
Q Bessie what? A Bessie McCullough.  
Q Your next child? A Mamie.  
Q When was Mamie born? A She was born in 1904.  
Q What year? A The year of 1904.  
Q What month and day? A I don't know sir exactly, I didn't put  
it down.  
Q You don't know what month? A No sir, I don't.  
Q Is Mamie living? A No sir, she is dead.  
Q When did she die? A She died in August, I don't know exactly  
what month it was.  
Q What year? A 1904.  
Q She died in August, 1904? A I think that was it, I don't know  
exactly.  
Q How long has she been dead? A She has been dead about two years.  
Q How how old was Mamie when she died? A Why I guess she was about  
two years old I guess, I don't know exactly.  
Q When she died? A Near about that, I didn't keep no strictly  
account about her age.  
Q Well now you stated that your child Mamie was born in 1904, and  
said she has been dead about two years? A I don't know exactly,  
I never put it down, I never keep the dates.  
Q Could she talk when she died? A Mamie?  
Q Yes? A No sir, she couldn't talk but very little.  
Q Could she talk at all? A No sir, not very good, could just  
say "mama."  
Q How old do you think she was when she died? A I don't know  
sir, I guess she was about a year old, I didn't put her age down  
when she died.  
Q Do you understand dates and know one day from another? A I never  
do, I can't figure to understand it good.  
Q How how long has it been from this time since Mamie died? A I  
don't know sir.



- Q You stated awhile ago it has been two years, do you think it has been that long? A I don't know sir, whether it has or not.
- Q Can't you give us some idea about how long it has been? A Well to the best of my knowledge I guess it has been a little over a year or going on two years.
- Q Was that since she died? A Yes sir.
- Q You remember when you went to the Land Office to file? A At Ahlesquah?
- Q Yes? A Yes sir.
- Q Was Mamie born then? A Yes sir, Mamie was born.
- Q Did you take her with you when you went to file? A No sir, I didn't take her with me.
- Q Who took care of her when you went to file? A Why my people, some of my kin folks.
- Q Who do you mean by your people? A Some of my relations.
- Q Give their names? A One of them is named Mary.
- Q Mary what? A Mary Manuel.
- Q Is she kin to you? A Relation by being married in the family.
- Q She took care of Mamie when you went to the Land Office to file? A Yes sir.
- Q Do you know how long ago it has been since you went to file? A No sir, I don't know exactly.
- Q How was Mamie a good big child then? How old was she,--she had quit nursing? A Yes sir, she had quit nursing.
- Q Did you have a child named Willie? A Yes sir.
- Q Was Willie born when you went up to file? A No sir, he wasn't born then, born since that.
- Q How much difference is there in the dates of the birth of Mamie and Willie? A I guess it is about over a years difference.
- Q Is Willie living? A No sir, he is dead.
- Q When did he die? A He died in 1903, but I don't know just exactly what day it was, I didn't put it down.
- Q Died in what year? A 1903.
- Q How old was he when he died? A Why he wasn't a year old.
- Q Do you know how much he liked of being a year old? A No sir, I didn't keep no account of it.
- Q Could he talk when he died? A No sir, he couldn't talk.
- Q Which died first, Willie or Mamie? A Mamie.
- Q How much difference was there in the dates of their deaths? A About a years difference I guess.
- Q Now Mamie died about a year before Willie died, is that it? A Yes sir, I guess that is it.
- Q Now I want you to understand it, about how long is it now that Mamie has been dead? A I guess Mamie has been dead about two years or little over.
- Q Do you know when last Christmas was, don't you? A Yes sir.
- Q Was Mamie living then? A No sir, I don't believe she was.
- Q Was Willie living then? A Last Christmas.
- Q Yes? A No sir, he wasn't living.
- Q You didn't buy any Christmas presents for either one of them? A No sir.
- Q Did you buy any Christmas presents for Bessie? A Yes sir.
- Q What did you buy? A I bought a doll, a doll bed and some candy, first one thing and then another.
- Q Have you any other children besides Bessie living? A No sir.
- Q And she is the only one last Christmas that you bought any Christmas presents for and the only one living? A Yes sir.
- Q What you can remember.
- Q Now the records of this office show that on July 10, 1906, this last July, there was received affidavits executed by you on July 9, 1906, as to the birth on August 19, 1904, and September 1, 1905, of your children, Mamie and Willie Manuel, I will ask you to



examine the signature of Sallie Manuel to these affidavits and state whether it is yours? A Yes sir, I signed that all right I think, but of course as to dates I was ignorant about that. I didn't understand exactly to the dates until afterwards when Mr. Keys come over home and after I seen into it I saw the children were born too late to get on the roll. Of course I was told they were entitled to land, and I didn't know exactly what difference it made if they were living or dead and I just thought it was all right, and of course I was mistaken in the dates and that is how come me to come over to straighten the matter up.

Q Well what mistake have you made? A In the dates that is on here.

Q In the date of their birth? A In the date they died, that is where I made the mistake.

Q Then the affidavit as to the birth of Willie, it is given as September 1, 1905, last September, this coming month it will be a year ago, you stated awhile ago the child was born in 1903?

A Well the child was born in 1903.

Q Then the date given in the affidavit executed by you on July 9, 1906, as to its being born on September 1, 1905, is wrong is it?

A Yes sir, ther is a mistake in it.

Q The child was born in 1903, is that it? A Yes sir.

Q How about the date of the birth of Mamie, when was she born? Which was born first, Willie or yamie? A Mamie.

Q Then yamie must have been born before August 19, 1904, the date given in your affidavit, if Willie was born in 1903? A I am just mistaken.

Q What ix year now was yamie born?--Do you know the year Mamie was born? A I never did keep no account of it, I never put it down.

Q You said two or three times that Willie was born in 1903? do you remember the year in which he was born? A It was in 1903, that is all I remember.

Q Do you think it was about a year before that that yamie was born? A Yes sir, maybe a little ever.

Q You said something in your statement awhile ago about your children being too late, what did you mean by that? A Well that was just the word used about the too late children, that everybody used.

Q You said something about your children not being entitled to allotments, what did you mean by that? A Well they died before the time.

Q They died too soon you mean to be entitled? A Yes sir, they died too soon.

Q Now this office is also in receipt on July 10, 1906, of affidavits signed by you on July 9, 1906, as to the death of your children, yamie on march 10, 1906, and Willie on March 14, 1906, this last March, is that correct? A No sir, that is where the mistake was.

Q That is not the right date of their death? A No sir.

Q You stated awhile ago that both of the children died before last Christmas? A Well they died too late to be entitled to my land, is the way it was expalined to me. They died too late to be entitled.

Q You mean too early to be entitled? A Yes sir.

Q Now the law provides that children of Cherokee citizens that were minors and were living on march 4, 1906, shall be enrolled, now were your children living on March 4, 1906? A No sir, they were not living.

Q They died before that did they? A Yes sir.

Q Is that the purpose why you appear here today to correct the affidavits made by you? A Yes sir.

- Q Has any one tried to intimidate you or coerce you to appear here and make the statements you make today? A No sir, I just came myself to straighten the matters up.
- Q You came of your own free will? A Yes sir.
- Q Are you making your statements here today in order that the records of this office may be made to show the true facts in the case? A Yes sir.
- Q Then if the statements you make are correct your children are not entitled to enrollment for the reason that they were not living on March 3, 1906? A No sir.
- Q Do you claim that they are entitled to enrollment as such persons? A No sir.
- 200-----

Geo. H. Lesaley, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

*Geo. H. Lesaley*

Subscribed and sworn to before me this 24th day of August, 1906.

*J. P. Rasmus*  
Notary Public.

COPY.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment as freedmen citizens of the Cherokee Nation of Mamie and Willie Manuel.

D E C I S I O N.

THE RECORDS OF THIS OFFICE SHOW: That on July 10, 1906, applications were received for the enrollment as new-born citizens of the Cherokee Nation of Mamie Manuel, born August 19, 1904, and Willie Manuel, born September 1, 1905, children of Sam P. Manuel, a non-citizen of the Cherokee Nation, and Sallie Manuel, a duly enrolled Cherokee freedman.

The records further show that on August 15, 1906, Sallie Manuel, mother of said children, appeared in person before the Commissioner, at Muskogee, Indian Territory, and testified that said children died prior to March 4, 1906, and that she did not claim citizenship in the Cherokee Nation for them.

Section 2 of the Act of Congress approved April 26, 1906 (Public No. 129), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled. . . ."

IT IS THEREFORE ORDERED AND ADJUDGED: That under the provision of the law quoted above, the applications for the enrollment of Mamie Manuel and Willie Manuel, as citizens of the Cherokee Nation, should be, and the same are hereby, dismissed, without prejudice.

Dated Muskogee, Indian Territory,

Commissioner.

this SEP 19 1906

Cherokee F.

H. B. 457

Muskogee, Indian Territory, July 16, 1906.

Sallie Manuel,

Port Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Manie Manuel, born August 19, 1904, and Willie Manuel,  
born September 1, 1905.

Respectfully,

Commissioner.

MMP

Cherokee Freedmen  
N.R. 457

Muskogee, Indian Territory, August 2, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

On July 10, 1906, there were received by this office applications for the enrollment as new-born freedmen citizens of the Cherokee Nation, of Mamie and Willie Manuel, born August 19, 1904 and September 1, 1905, respectively, to Samuel F. Manuel and Sallie Manuel, formerly Baker. On July 18, 1906, there were received affidavits as to the death of said children March 10, and March 14, 1906, respectively.

This matter is reported to you in order that you may make such investigation as you may see fit as to the correct date of the death of these children.

Respectfully,

L M B

Commissioner.

Muskogee, Indian Territory, August 25, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is inclosed herewith a copy of testimony taken at Muskogee, Indian Territory, August 15, 1906, in the matter of the application for the enrollment of Mamie and Willie Manuel, as Cherokee freedmen.

Respectfully,

Incl. GL-65.  
GHL

Acting Commissioner.

(COPW)

Cherokee F.  
H. B. 457.

Muskogee, Indian Territory, September 19, 1906.

Sallie Manuel,

Fort Gibson, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the record of proceedings had in the matter of the application for the enrollment of your children Mamie and Willie Manuel, as Cherokee freedmen, together with a copy of the decision of the Commissioner to the Five Civilized Tribes, dated September 19, 1906, dismissing the applications for enrollment of your said children, they having died prior to March 4, 1906.

Respectfully,

[Signed] Tams Bixby

Commissioner.

Encl. H. J. -200.  
H.J.C.



Cherokee R.  
N. B. 457.

COPY

Muskogee, Indian Territory, September 19, 1906

W. W. Hastings,

Attorney for the Cherokee Nation,

~~Muskogee, Indian Territory.~~

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated September 19, 1906, dismissing the applications for the enrollment of Mamie and Willie Manuel as Cherokee freedmen, they having died prior to March 4, 1906.

Respectfully,

(Signed) Tams Bixby

Commissioner.

Encl. H. J. - 201  
H. J. C.



COPY.

Muskogee, Indian Territory, September 18, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the applications for the enrollment of Mamie and Willie Manuel, as Cherokee freedmen, under Act of Congress approved April 26, 1906 (Public No. 129), including the decision of the Commissioner to the Five Civilized Tribes, dated September 19, 1906, dismissing the applications for the enrollment of said persons, they having died prior to March 4, 1906.

Respectfully,

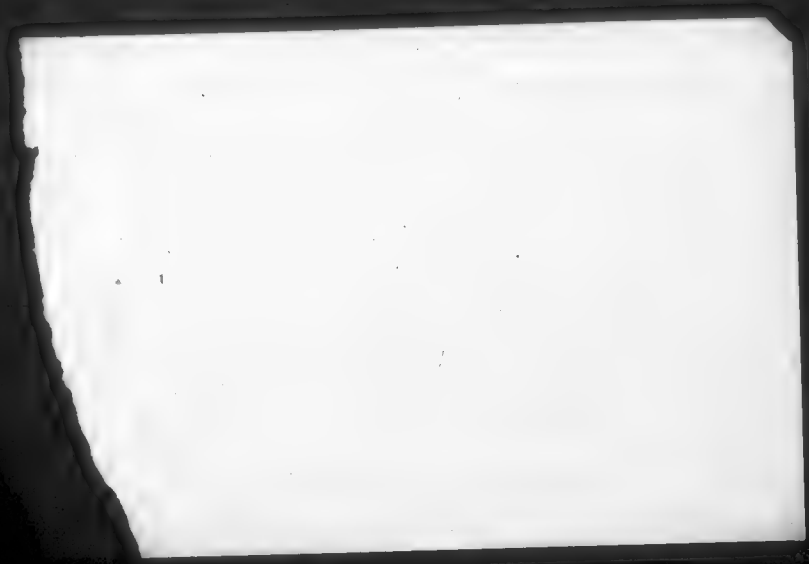
Encl. H. J. - 212,  
H. J. C.

Through the

Commissioner of Indian Affairs.

SIGNED:

*Tams Dixby.*  
Commissioner.



Cher Fr M 458

Cher Fr M 458

*fcc*  
CHEROKEE FREEDMAN

458

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Lewis Rower*

as a citizen of

*Cherokee* Nation.

*RECD*  
Approved. FEB 19 1907 190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED  
JUL 17 1906

*[Signature]*  
Commissioner

RECEIVED

JUL 11 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Lewis Rame born on the 8 day of February  
[Here insert name of child]  
Name of Father: Perry Rame a citizen of the Cherokee Nation.  
Name of Mother: Laurena Rame a citizen of the by Adoption Nation.  
Tribal enrollment of father Cherokee Freedman enrollment of mother  
Postoffice Wann, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northwestern District.

I, Laurena Rame on oath state that I am 28  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Perry Rame, who is a citizen, by  
Freedman of the Cherokee Nation; that a Male child was  
[Male or Female]  
born to me on 8 day of February, 1906; that said child has been named  
Lewis Rame and was living March 4, 1906.

Laurena Rame  
[Signature]

WITNESSES TO MARK:

[Must be Two  
Witnesses]

O. B. Strain  
J. E. Chad  
Subscribed and sworn to before me this 8 day of February, 1906.

My Commission expires Nov 20, 1906 M. K. Patrick  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northwestern District.

I, Jane Martin a midwife, on oath state that I  
attended on Laurena Rame, wife of Perry Rame  
on the 8 day of Feb., 1906; that there was born to her on said date a Male  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Lewis Rame

Jane Martin  
[Signature]

WITNESSES TO MARK:

[Must be Two  
Witnesses]

O. B. Strain  
J. E. Chad  
Subscribed and sworn to before me this 8 day of Feb., 1906.

My Commission expires Nov 20, 1906 M. K. Patrick  
Notary Public.

AFFIDAVIT

United States Of America )  
Northern District ) SS.  
Indian Territory )

Daniel Whitmire of lawful age  
being duly sworn deposes and states, that he is personally acquainted  
with Perry Rowe, and have known him for Ten years,  
And that he is personally acquainted with Mrs Lourena Rowe now  
wife of Perry Rowe, and that he knew her in her Maiden Name as  
Lourena Peterson, and he further states that he was present and  
witnessed the Marriage of Perry Rowe to the said Lourena Peterson,  
and that they are now living together and have been since their  
Marriage which was on the 18th day of May 1897,

Daniel Whitmire

Subscribed and sworn to before me this the 31st day of January  
A.D., 1897,

H.A. Coleman  
Notary Public,

My Commission Expires Jan 7, 1911.

AFFIDAVIT

United States Of America )  
Northern District ) ss.  
Indian Territory )

Carrie Martin of lawful age

being duly sworn deposes and states, that he is personally acquainted with Perry Rowe, and have known him for Ten years, And that he is personally acquainted with Mrs Lourena Rowe now wife of Perry Rowe, and that she knew her in her Maiden Name as Lourena Peterson, and she further states that he was present and witnessed the Marriage of Perry Rowe to the said Lourena Peterson, and that they are now living together and have been since their Marriage which was on the 18th day of May 1897,

Carrie Martin

Subscribed and sworn to before me this the 31st day of January  
A.D. 1907,

W.A. Coleman  
Notary Public,

My Commission Expires

Jan. 7, 1911,

AFFIDAVIT

United States Of America )  
Northern District ) SS.  
Indian Territory )

Josie Looney Of lawful age  
being duly sworn deposes and states, that he is personally acquainted  
with Perry Rowe, and have known him for Thirty years,  
And that she is personally acquainted with Mrs Lourena Rowe now  
wife of Perry Rowe, and that she knew her in her Maiden Name as  
Lourena Peterson, and she further states that she was present and  
witnessed the Marriage of Perry Rowe to the said Lourena Peterson,  
and that they are now living together and have been since their  
Marriage which was on the 18th day of May 1897.

Josie Looney

Subscribed and sworn to before me this the 31st day of January  
A.D. 1907,

W.A. Coleman  
Notary Public,

My Commission Expires Jan. 7, 1911



Cherokee F.  
N. B. 458

Muskogee, Indian Territory, July 16, 1906.

Perry Rowe,  
Wann, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Lewis Rowe, born February 8, 1906.

Respectfully,

Commissioner.

MDP

REFER IN REPLY TO THE FOLLOWING:  
**Cherokee Freedman**  
**N.B. 458**

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 19, 1906.

Perry Rowe,

Wann, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Lewis Rowe, as a Cherokee Freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

  
Commissioner.

Cherokee F.  
N. B. 458.

Muskogee, Indian Territory, September 4, 1906.

Perry Rowe,

Wann, Indian Territory.

Dear Sir:

There is returned herewith affidavit as to your marriage on May 18, 1897 to Lourena Peterson, executed by you July 21, 1906. You are advised that this office cannot file affidavits of this nature.

It is noted that you state you have no certificate of marriage, and you will be advised of any further action taken in connection with the application for the enrollment of your child, Lewis Rowe, as a Cherokee freedman.

Respectfully,

Commissioner.

Incl.C-20  
LWO

Form No. 2.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

January 28, 1907

190

To Perry Rowe (Colored)

Wann, Indian Territory.

Documentary evidence or testimony of witnesses as to your  
marriage necessary to complete enrollment of your child  
Produced immediately.

BIRNEY

O.D.C.R. Paid.

Commissioner

15 READ THE NOTICE AND AGREEMENT ON BACK. 21

Cherokee Freedmen  
N B 450

Muskogee, Indian Territory, April 10, 1907

Perry Rowe,

Wann, Indian Territory.

Dear sir:

In reply to your letter of April 3, you are advised that your minor child, Lewis Rowe, has been duly enrolled as a citizen of the Cherokee Nation, his name appearing opposite Number 571 on a partial roll of Cherokee Freedmen approved by the Secretary of the Interior on March 2, 1907.

That part of your letter relative to certain vacant land in the Cherokee Nation will be made the subject of a separate communication.

Respectfully,

L. F. B.

Acting Commissioner

Cher Fr M 459

Cancelled and transferred to  
Creek Fr M 434 (Act of Congress  
Approved April 26, 1906)

Cher Fr M 459

COPY.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment as a  
New-Born citizen of the Creek Nation of Fannie Rogers.

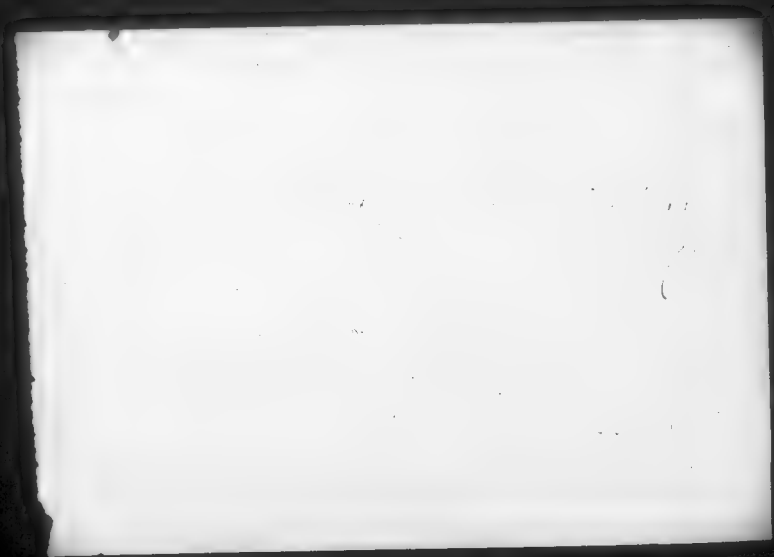
THE RECORDS OF THIS OFFICE SHOW: That on July 11, 1906,  
application was received, in affidavit form, for the enrollment  
of Fannie Rogers, child of Febie Luckey a citizen of the Creek  
Nation and Andrew Rogers, a citizen of the Cherokee Nation.

The records further show that the said Febie Luckey is a  
duly enrolled Creek Freedman, and from the testimony of Febie Luckey  
taken February 1, 1907, it appears that the application was intended  
to be for the enrollment of said child as a citizen of the Creek  
Nation

It is, therefore, ordered that the enlistment of said  
Fannie Rogers on Cherokee Freedman New-born card No. 459 be  
cancelled, that the record in the case be transferred to a  
Creek Freedman New-born case, and that proper steps be taken to  
determine said child's right to enrollment as a citizen of the  
Creek Nation.

(SIGNED) *Tams Bixby.*  
Commissioner.

Dated at Muskogee, Indian Territory,  
This February 1, 1907.





Cher Fr M 460

Cher Fr M 460

J. N. B. 460.

199

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

.....  
as a citizen of

..... Nation.  
.....

Approved..... 190...

.....  
Commissioner.  
.....

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Myrtle Adams born on the 21st day of February, 1902.  
(Here insert name of child)  
Name of Father: Squire Adams Freedman a citizen of the Cherokee Nation.  
Name of Mother: Lillie Adams a citizen of the Cherokee Nation.  
Tribal enrollment of father: Tribal enrollment of mother:  
Father F. 2378 Postoffice Chulsa, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Central District. }

I, Lillie Adams, on oath state that I am 27  
years of age and a citizen by marriage of the Cherokee Nation;  
that I am the lawful wife of Squire Adams, who is a citizen, by  
blood, of the Cherokee Nation; that a female child was  
(Male or Female)  
born to me on 21st day of February, 1902; that said child has been named  
Myrtle Adams, and was living March 4, 1906.

Lillie Adams

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 21st day of July, 1906.

(SEAL)

My commission expires  
May 21, 1910.

R. A. Horton  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

..... District. }

I, ....., on oath state that I  
attended on ....., wife of .....  
on the ..... day of .....; that there was born to her on said date a .....  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named .....

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this ..... day of ..... 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
MYRTLE ADAMS as a Cherokee freedman.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Myrtle Adams, alleged child of Squire Adams, deceased, a regularly enrolled Cherokee freedman, and Lillie Adams, a non-citizen of the Cherokee Nation, under the provisions of Section Two, of the Act of Congress approved April 26, 1906 (34 Stats., 137). A copy of certain proceedings had at Muskogee, Indian Territory, April 22, 1906, before the Commission to the Five Civilized Tribes in the matter of the application of Lillie Adams to select an allotment in the Cherokee Nation for her deceased husband, Squire Adams, is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That although this office has at different times requested, and made special effort to secure, sufficient proof of the birth, parentage and legitimacy of said child, Myrtle Adams, said evidence has not been furnished, and this office has not been able to procure the same. On April 27, 1906 (which was subsequent to the alleged birth of the applicant) Lillie Adams testified that she had had no children by Squire Adams.

Section Two of the Act of Congress approved April 26, 1906 (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section Two, of the Act of Congress above noted, Myrtle Adams is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.

Muskogee, Indian Territory,

FEB 25 1907

Commissioner.

Cherokee F.  
N.B. 460.

Muskogee, Indian Territory, August 15, 1906.

Lillie Adams,

Chelsea, Indian Territory.

Dear Madam.

In connection with the application for the enrollment of your child, Myrtle Adams, as a Cherokee freedman, you are advised that it will be necessary for you to secure an affidavit of the attending physician or midwife as to the birth of said child.

There is enclosed herewith a blank form of birth affidavit which you are requested to have properly executed and return to this office, having all blanks properly filled out.

You are also directed to forward with the affidavit, either the original or a certified copy of the marriage license and certificate of yourself and said child's father. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Commissioner.

Incl. C-17  
LMC.

Cherokee F  
N. B. 480

Muskogee, Indian Territory, August 15, 1905.

J. E. Whitehead,

South McAlester, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application for  
the enrollment as a Cherokee freedman of Myrtle Adams, born  
February 21, 1902.

Respectfully,

Commissioner.

LMC

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

ROBERT C. CLOWRY, President and General Manager.

|                |            |       |
|----------------|------------|-------|
| Receiver's No. | Time Filed | Check |
|----------------|------------|-------|

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to. January 29, 1907

To Myrtle Adams (Colored)

Chelsea, Indian Territory.

Appear before Commissioner immediately with witnesses and testify  
as to birth of your child and as to your marriage.

O B G R Paid.

BIXBY  
Commissioner.

**READ THE NOTICE AND AGREEMENT ON BACK.**

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

ROBERT C. CLOWRY, President and General Manager.

|                |            |       |
|----------------|------------|-------|
| Receiver's No. | Time Filed | Check |
|----------------|------------|-------|

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to. January 29, 1907.

To Lillie Adams (Colored)

Chelsea, Indian Territory.

Appear before Commissioner immediately with witnesses and  
testify as to birth of your child and as to your marriage.

O.B.G.R. Paid.

BIXBY,  
Commissioner.

**READ THE NOTICE AND AGREEMENT ON BACK.**

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

INCORPORATED

**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Received at

99KS KY E 734 pm,

Muskogee, I.T.

Yours to Myrtle Adams Colored signed Bixby commissioner undelivered  
party not known in town G.B.A.

Chelsea I.T. Jan 29

**READ THE NOTICE AND AGREEMENT ON BACK.**



Cherokee F.  
N. B. 460.

COPY

Muskogee, Indian Territory, February 25, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory,

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of Myrtle Adams, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Birby*.

Commissioner.

Encl. C68  
LMC

COPY

Muskogee, Indian Territory, February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137), of Myrtle Adams as a Cherokee freedman, together with the decision of the Commissioner, dated February 25, 1907, denying said application.

Respectfully,

SIGNED *Tams Bixby.*

Commissioner.

Encl. C-70  
LMO

Through the Commissioner  
of Indian Affairs.

Cherokee F.  
N. B. 460.

COPY

Muskogee, Indian Territory, February 25, 1907.

Lillie Adams,  
Chelsea, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your child, Myrtle Adams, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby.*  
Commissioner.

Encl. C-67  
LFC  
Register.

C O P Y .

Refer in reply  
to the following:  
Land 20899-1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed ~~record~~ of proceedings in the matter of the application for the enrollment of Myrtle Adams as a Cherokee freedman, together with the decision of Commissioner bixby dated February 25, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-Ph.

D.C. 12503-1907.

J.P.  
S.H.H.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

L. E. S.

L. E. D.

7042, 7044, 7046, 7052, 7060,  
7074, 7076, 7080, 7082, 7084,  
7092, 7094, 7096, 7100, 7120,  
7146, 7150, 7152, 7154, 7166,  
7168, 7170, 7172, 7180, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7260, 7264, 7266, 7270,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7356, 7360, 7362,  
7384, 7390, 7400, 7420, 7424,  
7426, 7428, 7440, 7452, 7454,  
7502, 7504, 7506, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7536,  
7540, 7542, 7544, 7546, 7548,  
7550, 7512, 7516, 7522, 7530,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.

Date of your  
letter of transmittal.

John Wesley Freeman (freedman),  
Harry H. Garry, et al.,  
Stephen Baldrige (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (intermarriage),

February 18, 1907.  
February 23, 1907.  
February 18, 1907.  
February 18, 1907.  
February 22, 1907.

|                                           |                    |
|-------------------------------------------|--------------------|
| Moses Carter (freedman),                  | February 1, 1907.  |
| Harshel L. Hyde (by blood),               | February 21, 1907. |
| John V. Goss (intermarriage),             | February 21, 1907. |
| William S. Hutchins (intermarriage),      | February 28, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William C. Smith (by blood),              | February 21, 1907. |
| Ray Drum (by blood),                      | February 27, 1907. |
| Leneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields (intermarriage),        | February 23, 1907. |
| Nathaniel Vickliff (freedman),            | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mollie Hurst (intermarriage),             | February 23, 1907. |
| Mollie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Fatima Keys (intermarriage),              | February 23, 1907. |
| Levi P. Isbell (intermarriage),           | February 20, 1907. |
| Annie C. Butler (intermarriage),          | February 23, 1907. |
| James R. Bivin (intermarriage),           | February 14, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Willie Joanna Lowe, et al. (freedman),    | February 23, 1907. |
| William T. Teague (by blood),             | February 20, 1907. |
| Theodore Jones (freedman),                | February 28, 1907. |
| Viola M. Finwick (freedman),              | February 26, 1907. |
| Wiley Polston, et al., (freedman),        | February 23, 1907. |
| Pansy Grinnett (freedman),                | February 21, 1907. |
| Alice Harman (intermarriage),             | February 23, 1907. |
| Betty McLaughlin (by blood),              | January 17, 1907.  |
| Loran Alfred Lovett (by blood),           | February 18, 1907. |
| Maudie Skaggs (by blood),                 | February 18, 1907. |
| Robert Walker (freedman),                 | February 14, 1907. |
| Edward B. Prayser (intermarriage),        | February 16, 1907. |
| Daniel Sitalar, et al., (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),             | February 16, 1907. |
| Felix F. Witt (intermarriage),            | February 19, 1907. |
| Preston C. Browning (intermarriage),      | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),     | February 26, 1907. |
| Alberta Sanders, et al., (freedman),      | February 26, 1907. |
| Samuel Sanders (freedman),                | February 21, 1907. |
| Peggie Bearpaw (by blood),                | February 26, 1907. |
| Lawrence Graves (freedman),               | February 26, 1907. |
| James Beck (freedman),                    | February 26, 1907. |
| J. Lillian Pruett, et al. (by blood),     | February 23, 1907. |
| Charles W. Trent (intermarriage),         | February 26, 1907. |
| John Greece (by blood),                   | February 26, 1907. |
| Bessie Landrum, et al. (freedman),        | February 26, 1907. |
| David Monroe Moses (freedman),            | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),         | February 25, 1907. |



|                                         |                    |
|-----------------------------------------|--------------------|
| Reeseburn Wright (freedman),            | February 14, 1907. |
| Leonard King, et al. (by blood),        | February 14, 1907. |
| Roberta Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Ansey, et al. (by blood),         | February 25, 1907. |
| Carnalver Vestal (freedman),            | February 25, 1907. |
| Lizzie H. Langley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Myrtle Adams (freedman),                | February 25, 1907. |
| Annie Scorschow (as citizen), et al.    | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al., (freedmen),     | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedmen),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Mabel Barritt (by blood),         | February 1, 1907.  |
| Eliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Mayes Vann (freedman),              | February 16, 1907. |
| Willie Lee Hanks, et al. (freedmen),    | February 16, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Bane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Dee Herren England (by blood),          | February 21, 1907. |
| Mildred Teague (by blood),              | February 18, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Colbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Eliza J. Hinton (intermarriage),        | February 25, 1907. |
| Ottorsin Allen (freedman),              | February 18, 1907. |
| Viola Martin (freedman),                | February 18, 1907. |
| Archie Taylor (freedman),               | February 18, 1907. |
| Joseph M. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.

(Signed) E. A. Hitchcock,  
Secretary.

WCF 3/4/07

POOR ORIGINAL -  
BEST AVAILABLE COPY

Cherokee F.N.B.  
338

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl.P-4-60  
MMP

*Geo. D. Rodgers.*  
Acting Commissioner.



REFER IN REPLY TO THE FOLLOWING:

Cherokee F.

N. B. 460.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, March 30, 1907.

Lillie Adams,

Chelsea, Indian Territory.

Dear Madam:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your child, Myrtle Adams, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

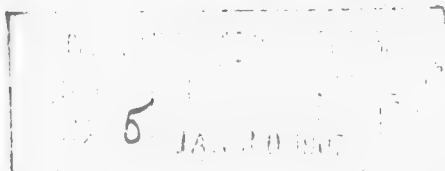
Respectfully,

*Geo. H. Rogers*

Acting Commissioner.

Encl C-73  
LMC

INDEX



Western Union Telegraph Company,  
Chelsea, I. T.,  
Cherokee Nation,  
Jan. 29, 1907.

"Yours to Myrtle Adams Colored  
Signed Bixby Commissioner  
undelivered party not known in  
town G. B. A."

Department of the Interior.

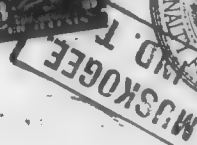
Commissioner to the Five Civilized Tribes,  
MUSKOGEE, IND. TER.



Lillie Adams,  
Chelsea, Indian Territory.

Department of the Interior.

Commissioner to the Five Civilized Tribes,  
MUSKOGEE, IND. TER.



375

Lillie Adams,

Chelsea, Indian Territory.

Cher Fr M 461

Cher Fr M 461

461  
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

Clarence Benton

as a citizen of


Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED  
JUL 23 1906

  
COMMISSIONER

RECEIVED

JUL 20 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Clarence Benton, born on the 17th day of July, 1904  
(Here insert name of child)  
Name of Father: Isiah Benton, a citizen of the Cherokee Nation.  
Name of Mother: Minnie Benton, a citizen of the Cherokee Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman  
Postoffice: Dawson Ind. Terry

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern Jud. District.

I, Minnie Benton, on oath state that I am seventeen  
years of age and a citizen by Birth of the Cherokee Nation;  
that I am the lawful wife of Isiah Benton, who is a citizen, by  
Birth of the Cherokee Nation; that a Boy child was  
(Male or Female)  
born to me on 17th day of July, 1904 that said child has been named  
Clarence Benton, and was living March 4, 1906.

Minnie Benton (nee Barnes)

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this

19

day of

July, 1906

My Commission Expires Nov. 3rd, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern Judicial District.

I, Caroline Jackson, a Midwife, on oath state that I  
attended on Minnie Benton, wife of Isiah Benton,  
on the 17th day of July, 1904; that there was born to her on said date a Boy  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Clarence  
Benton.

Caroline Jackson  
mark.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this

14th

day of

July, 1906

my commission expires 4-2-08

Reabus Moore  
Notary Public.

*gac*

*100 JK41*

*doc 6-67*

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

..... Clarence Benton .....

as a citizen of

..... Cherokee ..... Nation.

*REB*  
Approved JAN 31 1907 ..... 190...

*[Signature]*  
..... Commissioner.

COMMISSIONER TO THE CIVILIZED TRIBES

**FILED**

AUG 17 1906

*[Signature]*  
COMMISSIONER

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Clarence Benton, born on the 17th day of July, 1904.  
(Here insert name of child)  
Name of Father: Isaiah Benton a citizen of the Cherokee Nation.  
Name of Mother: Minnie Benton a citizen of the U. S.  
Tribal enrollment of father: F. 842 Tribal enrollment of mother: Card F. R. 429.  
Postoffice: Dawson, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District.

I, Minnie Benton, on oath state that I am 17  
years of age and a citizen NY of the United States;  
that I am the lawful wife of Isaiah Benton, who is a citizen, by  
adoption of the Cherokee Nation; that a male child was  
(Male or Female)  
born to me on 17th day of July, 1904; that said child has been named  
Clarence Benton and was living March 4, 1906.

Minnie Benton

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 29 day of July, 1906.

My Commission Expires Nov. 3rd, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District.

I, Caroline Jackson, a Midwife, on oath state that I  
attended on Minnie Benton, wife of Isaiah Benton,  
on the 17th day of July, 1904; that there was born to her on said date a male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named  
Clarence Benton.

Caroline Jackson

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 30 day of August, 1906.

my Commission expires 4/22/1907

Notary Public.



CERTIFICATE OF RECORD.

United States of America, }  
INDIAN TERRITORY, } ss.  
Northern District.

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 3 day of MARCH 1904, at M, and duly recorded in Book C, Marriage Record, Page 4.

WITNESS my hand and seal of said Court at Vinita, in said Territory this 3 day of MARCH, A. D. 1904.

Chas. A. Davidson Clerk.

NORTH. DIST. IND. TE  
FILED  
AT VINITA, I.  
MAR 8 1904  
Chas. A. Davidson  
Clerk U.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

SEP 12 1906

COMMISSIONER

# MARRIAGE LICENSE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

No. 361

To any person authorized by Law to Solemnize Marriage---Greeting:

You are Hereby Comanded to Solemnize the Rite and Publish  
the Banns of Matrimony between Mr. *Isiah Beuton*  
of *Garrison*, in the Indian Territory, aged *23* years,  
and *Miss Emma Barnes*, of *Garrison*, in  
the Indian Territory, aged *20* years, according to law, and do you officially sign and return  
this License to the parties therein named.

WITNESS my hand and official seal at Sallisaw, Indian Territory, this *10<sup>th</sup>* day  
of *February*, A. D. 190*4*.

*Wm. U. Davidson*  
Clerk of the U. S. Court.

By *L. D. Deane*

Deputy.

## CERTIFICATE OF MARRIAGE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

I, *Isiah Beuton*, *Aaron Piggee*, a Minister of the Gospel,  
DO HEREBY CERTIFY, that on the *18* day of *February*, A. D. 190*4*,  
did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish  
the Banns of Matrimony between the parties therein named.

WITNESS my hand this *18* day of *February*, A. D. 190*4*.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book

*6*

Page

*181*

*at Muskogee*

*J. J.*  
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Northern District,  
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the  
amount of One Hundred Dollars (\$100.00).

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.

N. B. 461.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 26, 1906.

Isaiah Benton,

Dawson, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Clarence Benton, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman, under the name of Isaiah Benton. Your name appears throughout the affidavit as to the birth of said child as Isiah Benton.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavit as Isaiah Benton.

You are also directed to forward with the affidavit, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl. C-67  
LMC

Commissioner

Cherokee F  
N. B. 461.

Muskogee, Indian Territory, August 29, 1906.

Isaiah Benton,

Dawson, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Clarence Benton, as a Cherokee freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Acting Commissioner.

LMC

Cherokee Freed.  
N. B. 461.

Muskogee, Indian Territory, May 3, 1907.

Isaiah Benton,

Mohawk, Indian Territory.

Dear Sir:

In reply to your letter of April 28, 1907, you are advised that the name of your child, Clarence Benton, was included in a schedule of minor freedmen citizens of the Cherokee Nation approved by the Secretary of the Interior on February 25, 1907.

Respectfully,

S.V.

Commissioner.

ML not required

Cher Fr M 462

Cher Fr M 462

The Dawes Commission of the Five Civilized Tribes.

TERRITORY OF OKLAHOMA:

:--SS.

OKLAHOMA COUNTY.

Mrs. Catherine Hester, of lawful age, being first duly sworn,  
deposes and says:

That she is a resident of Oklahoma City, Oklahoma County,  
Oklahoma Territory; that she was employed as a mid-wife by Joe Whitmire  
and Hattie Whitmire, his wife, to take care and nurse the said Hattie  
Whitmire during her confinement, which was of the date October 2, 1903;  
that she did act as mid-wife to Hattie Whitmire, on the second day of  
October, in the year of 1903, when a child was born to said Hattie Whit-  
mire, the mother, and Joe Whitmire the father. The said child being a  
boy, and named Arthur B. Whitmire: that said child is now on this date,  
the 30th day of June, 1906, living and in good health.

Catherine Hester

Personally appeared before me, J. O. Majoris a  
Notary Public, Mrs. Catherine Hester, who is known to me to be the iden-  
tical person that subscribed her name to the foregoing affidavit.

J. O. Majoris  
Notary Public.

My commission expires this 29 day of Sept. 1907.



To the Dawes Commission of the Five Civilized Tribes .

OKLAHOMA TERRITORY:

:-ss.

OKLAHOMA COUNTY. :

Joe Whitmire, of lawful age being first duly sworn , deposes  
and says:

That he is a freedman of the Cherokee Nation; that he is thirty  
four years of age; that he was born at Hayden, I. T. ; that he has been  
enrolled in the Dawes Commission of the Five Civilized Tribes, and that  
his allotments are all made to him; that he was married to Hattie Hester at  
Vinita, I. T., December 27, 1902, and that a child was born to them,  
October 2, 1903; said baby being a boy and called Arthur B. Whitmire,  
and that said baby is now living and in good health, and is entitled to  
be enrolled in the Dawes Commission of the Five Civilized Tribes; that  
said Arthur B. Whitmire is my son, and he never has been enrolled.

*Joe Whitmire*  
Dated this 30<sup>th</sup> day of June 1906.

TERRITORY OF OKLAHOMA:

:-ss.

OKLAHOMA COUNTY. :

Personally appeared before me, *J. O. Mayers* a Notary  
Public, Joe Whitmire, who is known to me to be the identical person that  
subscribed his name to the foregoing affidavit.

My commission expires, this 29 day of September, 1907.

Arthur B. Whitmore

as a citizen of the

Cherokee Nation

B. E. H.

Approved

Comr.

RECEIVED

JUL 2 - 1906

# CERTIFICATE OF RECORD.

UNITED STATES OF AMERICA,

INDIAN TERRITORY.

ss.

Northern District.

*Chas A. Davidson*

I, ~~JAMES A. WILSON~~, Clerk of the United States Court in the Northern District,

Indian Territory, do hereby certify that the instrument hereto attached was filed in my office

the 20 day of Jan. 1903, at M., and duly recorded

in Book 9, Marriage Record, Page 316.

WITNESS my hand and seal of said Court at Muskogee, in said

Territory, this 26<sup>th</sup> day of February A. D. 1907,

*Chas A. Davidson* Clerk.

By *Davidson* Deputy.



# MARRIAGE LICENSE.



UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Northern District.

SS

No. ....

TO ANY PERSON AUTHORIZED BY LAW TO SOLEMNIZE MARRIAGE, GREETING:

You are Hereby Commanded to Solemnize the Rite and publish the Banns of Matrimony  
between Mr. Joe Whitnir  
of Hayden, in the Indian Territory, aged 30 years, and  
Miss Hattie Hester  
of Hayden, in the Indian Territory, aged 18 years,  
according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at \_\_\_\_\_ Indian

Territory, this 24 day of December, A. D. 1902.

By J. A. Chandler Deputy.

Chas. A. Davidson  
Clerk of U. S. Court.

## CERTIFICATE OF MARRIAGE.

UNITED STATES OF AMERICA,  
INDIAN TERRITORY,  
Northern District.

SS.

I, Jessey Rowe, a Minister of the Gospel,  
DO HEREBY CERTIFY, that on the 26 day of December,  
A. D. 1902, I did duly and according to law as commanded in the foregoing License,  
solemnize the Rite and publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 26 day of December, A. D. 1902.

My Credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book B, Page 558.

Jessey Rowe  
A Minister of the Gospel.

NOTE: This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00.)

RECEIVED BY THE COURT.

TERRITORY OF OKLAHOMA:

OKLAHOMA COUNTY.

:--ss.  
:

Joe Whitmire, of lawful age, being first duly sworn upon his oath, states:

That he is the identical person mentioned in marriage license number 832, and the copy thereof; he further states that he is the identical person mentioned in Allotments 29197, 18327, and 25198; that he is the father of Arthur B. Whitmire, who was born 2d day of October, 1903; and that Hattie Whitmire is the identical person mentioned in the marriage license 832 and certificate attached thereto; that the said Hattie Whitmire is his lawful wife, and the mother of his child, Arthur B. Whitmire, (and that the said Joe Whitmire is enrolled) on the freedmen roll number 2049; that he is thirty four years of age; and that he and the Hattie Whitmire were married on the 26th day of December, 1902.

Joe Whitmire

Subscribed and sworn to before me, this 19<sup>th</sup> day of July 1906.

J. O. Mayors

My commission expires the 27<sup>th</sup> day of September 1907.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Arthur B. Whitmire as a Cherokee freedman.

DE C I S I O N  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on July 2, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation, of Arthur B. Whitmire, under the provisions of Section two of the Act of Congress approved April 26, 1906. (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Arthur B. Whitmire, is the minor child of Joe Whitmire, a regularly enrolled Cherokee freedman, whose name appears upon the approved partial roll of freedmen citizens of the Cherokee Nation, opposite number 2049, and Hattie Whitmire, a non-citizen of the Cherokee Nation, who were united in marriage in the year 1902, that the said Arthur B. Whitmire was born to them in lawful wedlock, October 2, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted Arthur B. Whitmire is entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly granted.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 28 1907.

REFER IN REPLY TO THE FOLLOWING:

7713 462

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 13, 1906.

Joe Whitmire,  
c/o Leigh Clark,  
138-1/2 West Main Street,  
Oklahoma City, Oklahoma.

Dear Sir:

This office is in receipt of your letter of June 30, enclosing affidavits signed by yourself as father and Catherine Hester as mid-wife, as to the birth on October 2, 1903 of Arthur B. Whitmire, child of yourself and Hattie Whitmire, formerly Hester. You state that you are a Cherokee freedman and ask to be advised if it will be necessary for you to appear in person for the purpose of selecting your child's allotment. You also ask to be advised the citizenship status of the Cherokee Nation of a number of members of the Hester family.

In reply you are advised that as there are a number of persons of the same name as yourself appearing upon the records of this office as Cherokee freedmen and applicants for enrollment as such, this office is unable to definitely identify you upon its records. You are requested to advise this office by return mail the name under which application was made for your enrollment as a citizen of the Cherokee Nation, your age, the names of your parents and the names of

any members of your family for whose enrollment application was included with your application.

You are also requested to forward to this office, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

Upon receipt of this information you will be further advised as to the right of your child to enrollment as a citizen of the Cherokee Nation. You are further advised that the records of this office fail to show that any application was ever made to the Commission to the Five Civilized Tribes or to this office for the enrollment as citizens of the Cherokee Nation of the members of the Hester family mentioned by you, and their names cannot be identified upon any of the tribal rolls of the Cherokee Nation in the possession of this office.

In this connection there is quoted you the following provision of the Act of Congress approved April 26, 1906 (Public No. 129);

"That after the approval of this Act no person shall be enrolled as a citizen or freedman of the Choctaw, Chickasaw, Cherokee, Creek, or Seminole tribes of Indians in the Indian Territory, except as herein otherwise provided, unless application for enrollment was made prior to December first, nineteen hundred and five, and the records in charge of the Commissioner to the Five Civilized Tribes shall be conclusive evidence as to the fact of such application; and no motion to reopen or reconsider any citizenship case, in any of said tribes, shall be entertained unless filed with the Commissioner to the Five Civilized Tribes within sixty days after the date of the order or decision sought to be reconsidered except as to decisions made prior to the passage of this Act, in which cases such action shall be made within sixty days after the



passage of this Act: Provided, That the Secretary of the Interior may enroll persons whose names appear upon any of the tribal rolls and for whom the records in charge of the Commissioner to the Five Civilized Tribes show application was made prior to December first, nineteen hundred and five and which was not allowed solely because not made within the time prescribed by law."

Respectfully,

M.A.

A handwritten signature, likely of the Commissioner, consisting of a series of overlapping, slanted strokes.

Commissioner.

Cherokee F.  
W. B. 462

Muskogee, Indian Territory, July 18, 1906.

Joe Whitmire,  
Oklahoma City, Oklahoma.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Arthur B. Whitmire, born October 2, 1903.

Respectfully,

Commissioner.

MMP

Cherokee F.  
N. B. 462.

Muskogee, Indian Territory, December 7, 1906.

Joe Whitmire,

38-1/2 West Main Street,

Oklahoma City, Oklahoma.

Dear Sir:

In connection with the application for the enrollment of your child, Arthur B. Whitmire, as a Cherokee freedman, you are advised that if the mother of said child is living it will be necessary for her to execute an affidavit as to the birth of her child, and if she is dead you are requested to properly execute the enclosed blank form of death affidavit and forward to this office at the earliest practicable date, showing the date of the death of said child's mother.

The copy of your marriage license and certificate, together with your allotment certificates, is returned herewith, and you are advised that this office cannot accept copies of marriage records certified to by a notary public, and it will be necessary for you to forward to this office, either your original marriage license and certificate or a copy thereof certified to by the officer having charge of the records of marriages.

This mail

-2-

This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Incl. 0-2  
LMC

Acting Commissioner.

Cherokee Freedmen  
N. B. 462

Muskogee, Indian Territory, January 25, 1907

SPECIAL

Joe Whitmire,

138 1/2 West Main Street,

Oklahoma City, Oklahoma Territory.

Dear Sir:

In order to complete the enrollment of your child, Arthur B. Whitmire, as a citizen of the Cherokee Nation, there is enclosed herewith a blank form of birth affidavit, and you are advised that if Hattie Whitmire, the mother of your said child is living it will be necessary that she properly execute the same and forward to this office immediately.

There is also enclosed to you a blank form of death affidavit, and if said Hattie Whitmire is dead you are directed to properly execute the same and return to this office, showing the date of her death.

You are further advised that it will be necessary for you to forward either the original of your marriage license and certificate, or a copy thereof certified to

Joe Whitwire--3

by the officer having charge of the records of marriages, or, if you are unable to produce documentary evidence of your marriage, you should appear before the Commissioner at Muskogee, Indian Territory, immediately, and introduce the testimony of at least two reliable witnesses as to your marriage.

The Act of Congress approved April 26, 1906 provides that the secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter, therefore, demands your immediate attention.

Respectfully,

L M B

Commissioner

Encl. B-73

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

23,000 OFFICES IN AMERICA.

CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

OK 10:00 P.M. . . 462

Muskogee, Indian Territory, February 20, 1907.

Joe Whitely,

122 1/2 West Main Street,

Oklahoma City, Oklahoma Territory.

To complete enrollment of your child come on first train and  
bring witnesses to prove birth and parentage of said child and  
your residence to his home.

C. W. P. Aid.

W. W. Y. Commissioner.

☒ READ THE NOTICE AND AGREEMENT ON BACK. ☒

Form No. 168. M. T.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED  
24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

This Company TRANSMITS and DELIVERS messages only on condition of limiting liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for error or delays in transmission or delivery of Unrepeated Messages, beyond the amount of bills paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

RECEIVED at

75 KS HK E 150 pm,

Muskogee, I.T.

Underlined your date, as paid, Govt. Joe Whitmore, Signed Bixby

Pay to order of city.

Jones, Oklahoma City, Okla

Feb 25

MONEY TRANSFERRED BY TELEGRAPH.

CABLE OFFICE.



Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED  
23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Cherokee F. N.R. 462.

C.M.O.

Charles A. Davidson,

Vinita, Indian Territory.

Forward immediately certified copy of marriage license  
between Joe Whitmire and Hattie Hester, issued December twenty-seven,  
nineteen hundred two.

BIXBY

Commissioner.

Paid.

O.B.G.R.

S.V.

READ THE NOTICE AND AGREEMENT ON BACK. **21**

REFER IN REPLY TO THE FOLLOWING:  
Cherokee F.N.B.  
462.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

*C. W. P.*

Muskogee, Indian Territory, February 25, 1907.

Joe Whitmire,

138 1/2 West Main Street,

Oklahoma City, Oklahoma Territory.

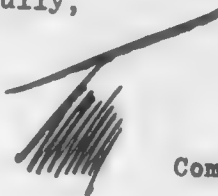
Dear Sir:

The Commissioner has this day sent you the following telegram:

"To complete enrollment of your child come on first train and bring witnesses to prove birth and parentage of said child and your marriage to his mother."

The Act of Congress approved April 26, 1906, provides that the Secretary of the Interior shall have no authority to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter, therefore, must receive your immediate attention.

Respectfully,



Commissioner.

CEG

Cherokee F.N.B. 462

Muskogee, Indian Territory, February 28, 1907.

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of your  
decision enrolling Arthur B. Whitmire as a Cherokee freedman.  
Time for protesting said decision is waived and I consent that  
said person may be placed upon the schedule immediately.

Respectfully,

*J. R. Hatcher*

Attorney for the Cherokee Nation.

REFER IN REPLY TO THE FOLLOWING:

Charles A. F.N.B.

462

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 28, 1907.

Joe Whitmire,

138 1/2 West Main Street,

Oklahoma City, Oklahoma.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, granting the application for the enrollment of your minor child, Arthur B. Whitmire as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Commissioner.

Enc I-10

RPI

Cherokee F.N.B.

462

COPY

Muskogee, Indian Territory, February 28, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, granting the application for the enrollment of Arthur B. Whitmire as a Cherokee freedman.

Respectfully,

SIGNED *Tams*  
Commissioner.

Enc I-9

RPI

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



Not in Directory.

Joe Whitmire,

138 1/2 West Main Street,

Oklahoma City, Oklahoma.

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



Not in Directory.

Joe Whitmire,

138 1/2 West Main Street,

Oklahoma City, Oklahoma.

Cher Fr M 463

Cher Fr M 463

*for* CHEROKEE FREEDMAN ~~1906~~  
199 *F 463*

IN RE  
Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Sadie Ross* .....

as a citizen of

*Cherokee* .. Nation.

*RFB*  
Approved FEB 22 1907 .. 190...

*[Signature]*  
Commissioner.

MISSIO...

FILED  
*July 16 1906*

RECEIVED

JUL 9 - 1906



## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Sadie Ross, born on the 2 day of June, 1900  
[Here insert name of child]  
 Name of Father: Joe Ross a citizen of the Cherokee Nation.  
 Name of Mother: Jane Ross a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee 3045  
 Postoffice: Fort Gibson I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.  
 I, Jane Ross, on oath state that I am 29  
 years of age and a citizen by blood of the Cherokee Nation;  
 that I am the lawful wife of Joe Ross, who is a citizen, by  
blood of the Cherokee Nation; that a Female child was  
[Male or Female]  
 born to me on 2 day of June, 1900; that said child has been named  
Sadie Ross and was living March 4, 1906.

Jane Ross

## WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 6th day of July, 1906.

Willie Herzog  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.  
 I, Sallie Mayfield, a Mid-wife, on oath state that I  
 attended on Jane Ross, wife of Joe Ross,  
 on the 2nd day of June, 1900; that there was born to her on said date a Female  
[Male or Female]  
 child; that said child was living March 4, 1906, and is said to have been named Sadie Ross.

Sallie Mayfield  
 midwife

## WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 6th day of July, 1906.

Willie Herzog  
 Notary Public.

Muskogee, Indian Territory, July 12, 1906.

Joe Ross,

Fort Gibson, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Sadie Ross, born June 2, 1900.

Respectfully,

Commissioner.

MMP

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

23,000 OFFICES IN AMERICA.

CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filled

Check

Cherokee F. N.B. 463

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory, February 15, 1907

Joseph Ross (Colored)  
Fort Gibson, Indian Territory.

Appear before Commissioner immediately and testify in case  
of your child.

C. N. R. Paid.

FIXED

COMMISSIONER

☒ READ THE NOTICE AND AGREEMENT ON BACK. ☒

Cherokee Freedman  
N. B. 463

Muskogee, Indian Territory, February 15, 1907

SPECIAL

Joseph Ross,

Fort Gibson, Indian Territory.

Dear Sir:

There has been sent you this day, by the Commissioner to the Five Civilized Tribes, the following telegram:

"Appear before Commissioner immediately and testify in case of your child.

The Act of Congress approved April 26, 1906 provides that after March 4, 1907, the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation. This matter therefore demands your immediate attention.

Respectfully,

L M B

Commissioner

Cher Fr M 464

Cher Fr M 464

*jcc*  
CHEROKEE FREEDMAN

199

*464*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 30, 1906.

*Addie Fields*

as a citizen of

*Cherokee* Nation.

Approved..... 190...

*[Signature]*  
Commissioner.

*[Signature]*  
AUG 1906

FILED

RECEIVED

JUL 25 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation.of Addie Fields born on the 26<sup>th</sup> day of August, 1903.Name of Father: John Fields Sr. freedman a citizen of the Cherokee Nation.Name of Mother: Nellie Fields African a citizen of the United States Nation.Tribal enrollment of father: F. # 1711 Tribal enrollment of mother: None( Original name or last ) Postoffice: Tahlequah, Ind. Terry

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.I, Nellie Fields on oath state that I am 34years of age and a citizen by African blood of the United States Nation.that I am the lawful wife of John Fields Sr. freedman who is a citizen, byblood of the Cherokee Nation; that a female child wasborn to me on 26<sup>th</sup> day of August, 1903; that said child has been namedAddie Fields and was living March 4, 1906.Nellie Fields mark

## WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 24<sup>th</sup> day of July, 1906.

Notary Public

MY COMMISSION EXPIRES APRIL 12, 1906. (4<sup>th</sup> term)

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.I, John L. Dement a Physician, on oath state that Iattended on Nellie Fields wife of John Fields Sr.on the 26<sup>th</sup> day of August, 1903; that there was born to her on said date a female

child; that said child was living March 4, 1906, and is said to have been named

Addie Fields John L. Dement M.D.

## WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 24<sup>th</sup> day of July, 1906.

Notary Public

MY COMMISSION EXPIRES APRIL 12, 1906. (4<sup>th</sup> term)

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, I.T. JANUARY 31, 1907.

.....

In the matter of the application for the enrollment of  
Addie Fields as a freedman citizen of the Cherokee Nation.

Witnesses sworn by Chas. E. Webster, a Notary Public.

John Fields, being first duly sworn, testifies as follows:

By the Commissioner:

- Q What is your name? A John Fields.  
Q How old are you? A 37.  
Q Where do you live? A Tahlequah.  
Q Are you the father of Addie Fields, a minor whose application  
for enrollment as a freedman citizen of the Cherokee Nation has  
been received at this office and listed on Cherokee F. N. B.  
Card No. 464 as Addie Fields? A Yes sir.  
Q Are you married? A Yes sir.  
Q Who is your wife? A Nellie Fields.  
Q What was her name before you married her? A Nellie Bollen.  
Q When did you marry her? A I married her I think in 1893.  
Q Did you get a marriage certificate when you married her? A  
No sir, the Clerk of the Cherokee Nation married me at that time  
and I didn't, he didn't give me any certificate. Shortly after  
that his office caught on fire and the records was burned up.  
Q Where were you married? A In the office in Tahlequah.  
Q You have been living with your wife ever since your marriage? A  
Yes sir.  
Q Were you ever married except to her? A No sir.  
Q Was she ever married except to you? A No sir.  
Q You live with your wife, Nellie at this time? A Yes sir.  
Q Have you any witnesses here today by which you can prove your  
marriage to your wife, Nellie? A Yes sir, I got one witness who  
was there then I was married and one who knows I have been living  
with her ever since.  
Q Who are these men? A Henry Pack and Jack Luther.

Witness Excused.

Henry C. Pack being duly sworn, testifies as follows:

By the Commissioner.

- Q What is your name? A Henry C. Pack.  
Q How old are you? A 34.  
Q Where do you live? A Muskogee.  
Q Do you know John Fields, the father of the applicant in this case?  
A Yes sir.  
Q Do you know his wife, Nellie? A Yes sir.  
Q Are they married? A Yes sir.  
Q When were they married? A In 1893.  
Q How do you know they were married? A I was there, present.  
Q Saw them married? A Yes sir.  
Q Who married them? A Clerk of the Court, Tom Triplett.  
Q Where was that? A Tahlequah.



- Q Have they been living together as husband and wife since then?  
A Yes sir.  
Q Living together now? A Yes sir.

Witness Excused.

Jack Luther being duly sworn testifies as follows:

By the Commissioner:

- Q State your name? A Jack Luther.  
Q Age? A 54.  
Q Where do you live? A Tahlequah.  
Q Do you know the father of the applicant herein, John Fields?  
A Yes sir.  
Q Did you see him married? A Now I wasn't at the wedding but I know they have been living together as man and wife since '93, but I heard of their marriage at that time, and I've known them since that.  
Q Known them as man and wife? A Yes sir.  
Q Are you a Cherokee Freedman? A No sir, just adopted; my wife is a Cherokee freedman.  
Q Are you kin to this man, John Fields? A No sir.  
Q Are you a neighbor to him? A Yes sir, I've lived right in the town with him.  
Q They are recognized in the community as man and wife? A Yes sir.  
Q What was Nellie's name before she married John Fields? A It was Bollen.

CASE CLOSED.

I, Cora E. Glendenning, a stenographer to the Commissioner to the Five Civilized Tribes, on oath state that I reported the proceedings in the above entitled cause on January 31, 1907, and that the foregoing is a true and correct transcript of my stenographic notes therein.

*Cora E. Glendenning*

Subscribed and sworn to before me this 1st day of February, 1907.

*B. P. Rasmus*  
Notary Public.

Muskogee, Indian Territory, August 1, 1906.

Nellie Fields,

Tahlequah, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Addie Fields, born August 26, 1903.

Respectfully,

H.J.C.

Commissioner.

Cherokee Freed-  
man #464 N.B.

Muskogee, Indian Territory, August 14, 1906.

John Fields,

Tablequah, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Addie Fields, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are also directed to forward to this office either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

MMP

Commissioner.

(COPY)

D.C.34909

Tahlequah, Cherokee Nation, Ind. Terry August 16, 1906

Hon. Tams Bixby,

U. S. Com. to five Civilized Tribes,  
Muskogee, Ind. Terry.

Sir:-

Yours of the 14th inst advising me that your office is unable to identify me upon your records as an applicant for enrollment as a Cherokee Freedman, and therefore, Addis Fields, my "new born" child, could not be enrolled etc. is before me, and I have in reply to say that, since application for enrollment of my said child ~~which~~ has been made, I have recovered my filing certificate, and being No. 9852 under date of May 2d 1904 and showing my roll number to be, -1711-

Hoping that this explanation will be satisfactory,

Very Respectfully,

John Fields Sr.

Attest.

Wm Rasmus.

Cherokee F  
M. B. 464.

Muskogee, Indian Territory, August 29, 1906.

John Fields,

Tahlequah, Indian Territory.

Dear Sir.

In connection with the application for the enrollment of your child, Addie Fields, as a Cherokee freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Acting Commissioner.

LMC

1906

commissioner to the five Civilized 10  
tahlequah I t September the 5 in regards to your letter asking  
for my marriage license an certificate of my self an my wife  
I will say in regards of my license i married to my present wife  
nellie fields December 29 1893 an at that time the Cherokee clerk  
married me tom tripllett an i have no license an the records of  
the Cherokee clerk 1893 was destroyed by fire an i can not get  
a certified copy of my marriage on april 29 1901 i make applica-  
tion to the Commissioner at fort gibson for myself an three  
children maggie john Jr an mary Fields as cherokee freedmen  
an i/allso have a decision of the commissioner i also will send  
my certificate of a filing my wife has no certificate

My mother is Kate Fields frank fields my brother Jim  
fields an children Barnis fields here is my  
maggie

John Jr

mary fields

addie i aplied by the name of John Fields Sr. my age 37 or 36  
years so, no more hopeing to here from you soon

John Fields Sr

Cherokee Freedmen  
D 464

Muskogee, Indian Territory, September 28, 1906

John Fields,

Tahlequah, Indian Territory.

Dear Sir:

Replying to your letter of September 5, there is returned herewith a copy of the decision of the Commission to the Five Civilized Tribes of July 1, 1903, in connection with the application for the enrollment as Cherokee Freedmen of Maggie Fields, et al., also Cherokee Homestead Certificate No. 9852, describing certain land selected as an allotment in the Cherokee Nation for John Fields, Sr., and you are advised that you will be informed of any further action taken in connection with the application for the enrollment as a citizen of the Cherokee Nation of your minor child, Addie Fields.

Respectfully,

L M B

Commissioner

Encl. B-64

Form No. 1.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message: Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delay in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

| NUMBER | SENT BY | REC'D BY | CHECK |
|--------|---------|----------|-------|
|        |         |          |       |

RECEIVED at \_\_\_\_\_ 190,

Dated \_\_\_\_\_

To \_\_\_\_\_

*Necessary*



Form No. 1.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED  
24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

|                |            |       |
|----------------|------------|-------|
| Receiver's No. | Time Filed | Check |
|----------------|------------|-------|

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

January 28, 1907 190

To John Fields (Colored)

Tanlequah, Indian Territory.

Documentary evidence or testimony of witnesses as to your  
marriage necessary to complete enrollment of your child.

Produce same immediately.

O R G R Paid.

RICKY

Commissioner

READ THE NOTICE AND AGREEMENT ON BACK.

Cher Fr M 465

Cher Fr M 465

*Yes*  
CHEROKEE FREEDMAN  
199

465

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved April 26, 1906

*Robert Brown*

as a citizen of

*Cherokee*

Nation

*[Signature]*

Approved

JAN 11 1907

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 19 1906

*[Signature]*

COMMISSIONER

RECEIVED

JUL 14 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation  
 of Robert Brown, born on the 18th day of October 1902  
 [Here insert name of child]  
 Name of Father: Charley Brown, a citizen of the Cherokee Nation. ?  
 Name of Mother: Nellie Brown, a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Freedman D. Tribal enrollment of mother: Cherokee Freedman  
 Postoffice: Ruby, Ind. Ter., 3591

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District.

I, Nellie Brown, on oath state that I am about thirty  
 years of age and a citizen by freedman - rights of the Cherokee Nation,  
 that I am the lawful wife of Charley Brown, who is a citizen, by  
adoption, of the Cherokee Nation; that a male child was  
 [Male or Female]  
 born to me on 18th day of October, 1902; that said child has been named  
Robert Brown, and was living March 4, 1906.  
 My Commission expires Sept. 26, 1909.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Jessie Harris of Nowata, Ind. Ter.  
Jessie Morris of Nowata, Ind. Ter.  
29th day of June

Subscribed and sworn to before me this 29th day of June, 1906.

My Comm. Ex. 9/26/09

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District.

I, Eliza Thompson, a midwife, on oath state that I  
 attended on Nellie Brown, wife of Charley Brown  
 on the 18th day of October, 1902; that there was born to her on said date a male  
 [Male or female]  
 child; that said child was living March 4, 1906, and is said to have been named  
Robert Brown

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 13th day of July, 1906

Notary Public

Cherokee F.  
N. B. 465

Muskegee, Indian Territory, July 19, 1906.

Nellie Brown,  
Ruby, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Robert Brown, born October 18, 1902.

Respectfully,

Commissioner.

MMP

Cher Fr M 466

Cher Fr M 466

*see*  
CHEROKEE FREEDMAN

466

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

*Agnes Moore*.....  
as a citizen of

*Cherokee*..... Nation.

*657* Approved..... 190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

**FILED**

JUL 19 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 14 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Alfred Moore [Here insert name of child] born on the 6 day of Dec 1903  
Name of Father: Ellis Vann a citizen of the Cherokee Nation.  
Name of Mother: Sophia Moore a citizen of the Cherokee Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman 1977  
Postoffice: Ketchum P.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Sophia Moore on oath state that I am 18 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Freedman, who is a citizen, by Freedman of the Cherokee Nation; that a Male child was [Male or Female] born to me on 6 day of Dec 1903; that said child has been named Alfred Moore and was living March 4, 1906.  
Sophia Moore

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 12 day of July 1906.

J. H. Blanton  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Rosey Moore a Midwife on oath state that I attended on My Daughter Sophia Moore wife of Freedman on the 6 day of Dec 1903; that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named Alfred Moore.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 12 day of July 1906.

J. H. Blanton  
Notary Public.



*Y*

CHEROKEE FREEDMAN

466

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Arnellia V. Moore*

as a citizen of

*Cherokee*

Nation.

*W. E. H.*  
Approved. JAN 11 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 19 1906

*[Signature]*

COMMISSIONER

RECEIVED

JUL 14 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Drew Sella V. Moore, born on the 20 day of Feb 1906.  
[Here insert name of child]  
Name of Father: Ellis V. Moore a citizen of the Cherokee Nation.  
Name of Mother: Sophia Moore a citizen of the Cherokee Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman 1977  
Postoffice: Sketchum P. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Sophia Moore, on oath state that I am 18 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of \_\_\_\_\_, who is a citizen, by \_\_\_\_\_ of the \_\_\_\_\_ Nation; that a female child was born to me on 20 day of February, 1906; that said child has been named Drew Sella V. Moore and was living March 4, 1906.

Sophia Moore

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 12 day of July, 1906.

J. A. Blanton  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Rosey Moore, a Midwife, on oath state that I attended on Sophia Moore, wife of \_\_\_\_\_ on the 20 day of Feb, 1906; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Drew Sella V. Moore.

Rosa Moore

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 12 day of July, 1906.

J. A. Blanton  
Notary Public.

Cherokee P  
N. B. 466

Muskogee, Indian Territory, July 19, 1906.

Sophia Moore,  
Ketchum, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Alfred Moore, born December 6, 1903, and Drew Sella V.  
Moore, born February 20, 1906.

Respectfully,

Commissioner.

MMP

Cher Fr M 467

Cher Fr M 467

*See*

467

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

*Clara Mc Waters*

as a citizen of

*Cherokee*

Nation.

*687*

Approved JAN 1 1907 190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 19 1906

*[Signature]*

COMMISSIONER

RECEIVED

JUL 14 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Clara Mc. Waters [Here insert name of child], born on the 24 day of Dec. 1905,  
Name of Father: Sherman Mc. Waters a citizen of the U. S.  
Name of Mother: Hannah Mc. Waters a citizen of the Cherokee Nation.  
Tribal enrollment of father: not enrolled Tribal enrollment of mother: Freedman 642  
Postoffice: Ft. Gibson I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Hannah Mc. Waters, on oath state that I am 37  
years of age and a citizen by blood of the Cherokee Nation;  
that I am the lawful wife of Sherman Mc. Waters, who is a citizen, by  
Marriage of the Cherokee Nation; that a female child was  
born to me on 24 day of Dec. 1905; that said child has been named  
Clara Mc. Waters and was living March 4, 1906.

*Hannah Mc Waters*

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 13 day of July 1906.

*U. L. Hark*

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, A. E. E. Fullwood, a mid-wife, on oath state that I  
attended on Hanna Mc. Waters, wife of Sherman Mc. Waters  
on the 24 day of Dec. 1905; that there was born to her on said date a female  
child; that said child was living March 4, 1906, and is said to have been named Clara Mc. Waters.

*A. E. E. Fullwood*

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 13 day of July 1906.

*U. L. Hark*

Notary Public.

*fee*

CHEROKEE FREEDMAN

467

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

*Clyde M<sup>c</sup>Waters*

as a citizen of

*Cherokee*

Nation.

*667*

Approved. JAN 14 1907

190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 19 1906

*[Signature]*

Commissioner

RECEIVED

JUL 14 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Clyde Mc. Waters, born on the 24 day of Dec. 1905.  
[Here insert name of child]  
Name of Father: Sherman Mc. Waters a citizen of the U. S.  
Name of Mother: Hannah Mc. Waters a citizen of the Cherokee Nation.  
Tribal enrollment of father: not enrolled Tribal enrollment of mother: Freedman 642  
Postoffice: Ft. Gibson, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Hannah Mc. Waters, on oath state that I am 37  
years of age and a citizen by blood of the Cherokee Nation;  
that I am the lawful wife of Sherman Mc. Waters, who is a citizen, by  
Marriage of the Cherokee Nation; that a female child was  
[Male or Female]  
born to me on 24 day of Dec. 1905; that said child has been named  
Clyde Mc. Waters and was living March 4, 1906.

*Hannah Mc Waters*

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 13 day of July 1906.

*V. L. Hark*

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, A. E. M. Fullwood, a mid-wife, on oath state that I  
attended on Hannah Mc. Waters, wife of Sherman Mc. Waters  
on the 24 day of Dec. 1905; that there was born to her on said date a female  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Clyde Mc. Waters.

*A. E. M. Fullwood*

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 13 day of July 1906.

*V. L. Hark*

Notary Public.



IN RE  
THE DEATH OF

Clara M. Waters  
A CITIZEN OF THE

Whorepoc

Nation

LL  
Approved

FEB 29 1908

190

J. S. Wright

Commissioner

DEPARTMENT OF THE INTERIOR.  
Commissioner to the Five Civilized Tribes.

FILED

FEB 29 1908

J. S. Wright,

Commissioner.

**Department of the Interior,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of Clara McWaters

(Here insert name of deceased)

a citizen of the Cherokee

Nation, who formerly resided at or near

Fort Gibson

(Here insert name of post office)

Ind. Ter., and died on the 13th.

day of

August, 1907.

1

**AFFIDAVIT OF RELATIVE**

State of Oklahoma,

County of Muskogee.

I, Sherman H. McWaters  
non

, on oath state that I am thirty-eight

years of age and a citizen, by

, of the

Cherokee

Nation;

that my postoffice address is Fort Gibson, Oklahoma,

(Here insert name of postoffice)

~~Ind. Ter.~~; that I am

the father

(State relationship: as the father; an uncle; a cousin, etc.)

of Clara McWaters

(Here insert name of deceased)

who was a citizen, by Freedman

, of the

Cherokee

Nation

and that said Clara McWaters

(Here insert name of deceased)

died on the 13th.

day of

August, 1907.

1

WITNESSES TO MARK:

*Sherman H. McWaters*

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this 10th.

day of February

1908.

*My Commission  
Ex. nar. 8th 1911*

*J. H. Brady*  
Notary Public

**AFFIDAVIT OF ACQUAINTANCE**

County of Muskogee,

State of Oklahoma.

I, Wiley Haynes

, on oath state that I am sixty

years of age, and a citizen by marriage

of the Cherokee

Nation;

that my postoffice address is Muskogee,

Oklahoma.

(Here insert name of postoffice)

~~Ind. Ter.~~;

that I was personally acquainted with Clara McWaters

(Here insert name of deceased)

who was a citizen, by Freedman

, of the

Cherokee

Nation;

and that said Clara McWaters

(Here insert name of deceased)

died on the 13th.

day of

August, 1907

1

WITNESSES TO MARK:

*Wiley Haynes*

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this 10th.

day of February

1908.

*My Comm. Ex.  
Mar. 8 1911*

*J. H. Brady*  
Notary Public

Cherokee T.  
N. B. 467

Muskogee, Indian Territory, July 19, 1906.

Hannah McWaters,

Fort Gibson, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Clyde McWaters, born December 24, 1905, and Clara McWaters,  
born December 24, 1905.

Respectfully,

Commissioner.

MMP

Cher Fr M 468

Cher Fr M 468

Cherokee Freedman

199

468

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

..... Morris C. Riley .....

as a citizen of

..... Cherokee .....

Nation.

Approved..... 190...

.....  
Commissioner.

Filed July 19, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Morris C. Riley....., born on the 12 day of Sep.....1902.....  
[Here insert name of child]  
Name of Father:.....Ed Riley.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Mary Riley.....a citizen of the.....U.S.....Nation.  
Tribal enrollment of father.....Freedman.....Tribal enrollment of mother.....U.S. Citizen.....  
Postoffice.....Hayden, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, .....Mary Riley.....on oath state that I am.....37.....  
years of age and a citizen by.....Adoption.....of the.....U.S.....Nation;  
that I am the lawful wife of.....Ed Riley....., who is a citizen, by  
Adoption.....of the.....Cherokee.....Nation; that a male child was  
born to me on.....12.....day of.....Sep.....1902.....; that said child has been named  
.....Morris C. Riley.....and was living March 4, 1906.

Mary Riley

WITNESSES TO MARK:

[ Must be Two ] { H. Draeger  
Witnesses } Loui Tinner

Subscribed and sworn to before me this.....12.....day of.....July.....1906.

Wm. Madden, Jr.  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, .....Sarah Flynn....., a Mid-wife....., on oath state that I  
attended on .....Mary Riley....., wife of.....Ed Riley.....  
on the.....12.....day of.....Sep.....1902.....; that there was born to her on said date a male  
child; that said child was living March 4, 1906, and is said to have been named.....Morris C. Riley.....  
[Male or Female]

Sarah Flynn

WITNESSES TO MARK:

[ Must be Two ] { H. Draeger  
Witnesses } Loui Tinner

Subscribed and sworn to before me this.....12.....day of.....July.....1906.

Wm. Madden, Jr.  
Notary Public.

DEPARTMENT OF THE INTERIOR.  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

F.P.T.

In the matter of the application for the enrollment of  
Ed Riley, et al. as Cherokee Freedmen, consolidating the application of

|                            |                   |       |
|----------------------------|-------------------|-------|
| Ed Riley, et al.....       | Cherokee Freedmen | D696  |
| Sarah Flynn, et al .....   | "                 | D 707 |
| Richard Riley, et al ..... | "                 | D 708 |
| Fred Riley, .....          | "                 | D 709 |

D E C I S I O N.

The record herein shows that application for enrollment as Cherokee Freedmen were made to this Commission, by Ed Riley for himself and his four minors children, Matt, Jessie, Howard and Annie Riley, as Cherokee Freedmen and for the enrollment of his wife, Mary Riley, as a Cherokee Freedmen by intermarriage; but as the status of persons applying for enrollment as Cherokee Freedmen by intermarriage is not fixed at this time, the application for the enrollment of Mary Riley, as such, will not be adjudicated in this decision; by Sarah Flynn for herself and her minor children, Oliver, Joseph, Fannie, Serena, Nettie, Castella and Gracie Flynn; by Richard Riley for himself and his two minor children, Willie and Mary Riley, and by Fred Riley for himself.

The Evidence shows that all of the applicants herein are the descendants of one, Joseph Riley, who was the slave of a Cherokee citizen at the commencement of the rebellion; that the said Joseph Riley went to Kansas during the rebellion and did not return to and establish a residence in the Cherokee Nation within the time specified, in the decree of the Court of Claims, in the case of Moses Whitmire, trustee, etc vs. The Cherokee Nation, et al, for the return of freedmen to said Nation; and that all of said descendants of Joseph Riley were born since the Commencement of the rebellion and have no rights as Cherokee Freedmen, except such as they may have acquired through him. It further appears that none of said applicants are identified on the 1880 authenticated Cherokee roll.

It is, therefore, the opinion of this Commission that the applications for the enrollment of Ed Riley, Matt Riley, Jessie Riley, Howard Riley, Annie Riley, Sarah Flynn, Oliver Flynn, Joseph Flynn, Fannie Flynn, Serena Flynn, Nettie Flynn, Castella Flynn, Gracie Flynn, Richard Riley, Willie Riley, Mary Riley (daughter of Richard Riley) and Fred Riley as Cherokee Freedmen should be denied under the provisions of Section Twenty-one of the act of Congress, approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Muskogee, Indian Territory,

this Mar. 5, 1904

|                          |               |
|--------------------------|---------------|
| <u>Tams Bixby</u>        | Chairman.     |
| <u>T.B. Needles</u>      | Commissioner. |
| <u>C.R. Breckinridge</u> | Commissioner. |
| <u>W.E. Stanley</u>      | Commissioner. |

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Morris C. Riley as a Cherokee freedman.

DECISION  
-----

THE RECORDS OF THIS OFFICE SHOW: That on July 14, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation, of Morris C. Riley, under the provisions of Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137). A copy of certain proceedings had at Chelsea, Indian Territory, June 11, 1901, in the matter of the application for the enrollment of Ed Riley et al., is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Morris C. Riley, is the minor child of Ed Riley, an alleged Cherokee freedman, and Mary Riley, a non-citizen of the Cherokee Nation and possesses no right to enrollment as a Cherokee freedman, ~~not~~ possessed by his said parents. It is further shown that on March 5, 1904, the application for the enrollment of the said Ed Riley as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, and its action on September 8, 1905, (I.T.D. 5726-11070-1905) reversed by the Secretary of the Interior, that on June 15, 1906, the Commissioner requested the Department to reconsider its action, that on February 19, 1907, (I.T.D. 3678-1907) the Secretary of the Interior rendered his decision adhering to his former decision of September 8, 1905, and that on February 27, 1907, there was transmitted to the Department for approval a schedule of Cherokee freedmen containing the name of said Ed Riley. The evidence further shows, that the said Morris C. Riley was born to his said parents in lawful wedlock, September 12, 1902, and was living March 4, 1906.

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Morris C. Riley, is entitled to enrollment as a Cherokee freedman, and his application as such is accordingly granted.

Dated at Muskogee, Indian Territory

  
\_\_\_\_\_  
Commissioner.

this FEB 28 1907



C O P Y

Muskogee, Indian Territory, June 15, 1906

The Honorable,

The Secretary of the Interior.

Sir:

Receipt is hereby acknowledged of Departmental letter of September 8, 1905 (I.T.D. 5726-11070-05), reversing the decision of the Commission to the Five Civilized Tribes dated March 5, 1904, in the matter of the Applications of Ed Riley, et al., for enrollment as Cherokee freedmen, wherein it is held by the Commission that the said applicants are not entitled to enrollment as Cherokee freedmen.

The reason for the Department's action in this matter is based upon the testimony of John Landrum, Polly Nivens and L. D. Daniels, which, it is held, in affect, shows that one Joseph Riley, through whom the eighteen applicants in this consolidated case claim the right to enrollment as Cherokee freedmen, complied with the provisions of Article IX of the Treaty of 1866, as interpreted by the Whitmire decree, for the return of freedmen to the Cherokee Nation.

As stated in Departmental letter above referred to "The question to be determined is whether the said Joseph Riley returned to the (Cherokee ( Nation prior to February 11, 1867" and it is held by the Department it is established by the testimony of the three witnesses above named that he did return within the time specified.

The Department has repeatedly ruled that the burden of proof is upon the applicants, and that they must show by satisfactory, clear and convincing evidence that their right to Cherokee Citizenship is perfect. Eliza Bryant et al. (I.T.D. 544-04), William Rector (I.T.D. 1468-04), Minnie Duncan et al (I.T.D. 1470-04), Samantha Chambers (I.T.D. 2296-04) Ed Williams (I.T.D. 4230-04), Moses Ross (I.T.D. 6056-04), Florence Bratcher(I.T.D. 12592-04), and Jane Looney et al.(I.T.D. 12688-04).

In view of the fact that the provisions of Article IX of the treaty of 1866 were, in a measure, imposed upon the Cherokee Nation as a penalty for its conduct during the late rebellion, the justice of the above indicated rulings it is become apparant, and, under the authority of these rulings it is that this office, for reasons set out below begs leave to file its protest against the action of the Department in reversing said decision of the Commission to the Five Civilized Tribes

rendered on March 5, 1904, wherein it was held that Ed Riley, et al., Doubtful cases Nos. 696, 707, 708 and 709, respectively, are not entitled to enrollment as Cherokee freedmen.

After five years experience with the witnesses, John Landrum, Polly Nivens and L. D. Daniels ( Among many others), this office is prepared to say that their testimony is valueless in determining facts at issue in any case in which they testify.

In re John Landrum: As a matter of fact this witness was not in the Cherokee Nation "three or four weeks after Christmas, 1866" the time at which he claims to have seen Joseph Riley and his little boy returning from Kansas to his old home near Park Hill, Cherokee Nation. Neither the said John Landrum, nor any one of the Webber-Whitmire-Sanders colony of freedmen, of which he was a member, were in the Cherokee Nation between Christmas, 1866, and March 1867, and that these are the facts this office is thoroughly convinced, from evidence in its possession collected from hundreds of freedmen cases .

The inconsistency of John Landrum's testimony in this case is shown in the following extracts, to-wit: "I seen him (Joseph Riley) on Lightning Creek, betwen Lewis's (Whitmire or Wright) Place and my place; on Lightning Creek, I had come there." Between his place on Lightning Creek and Lewis Whitmire's place on Big Creek is where this witness claims to have seen Joseph Riley

as he was returning from Burlington, Kansas, to his old home at Park Hill, in the Cherokee Nation, and he further testifies that Joseph Riley and a small boy were traveling alone. In the first place the returning freedmen were not traveling alone in 1866 and 1867, their experience at Horse Creek having shown them the danger of such a practice, and the evidence in numerous cases before this office shows that they invariably returned in crowds. In the second place, at that time Cooweescoowee District was a wilderness of which the ex-Cherokee slaves knew as little as they did of the jungles of Africa, and it is unreasonable to assume that Joseph Riley would, at that time, have attempted to cross that part of the Cherokee Nation alone and unaided. In the third place, there was a well traveled military road leading direct from the vicinity in Kansas where it is alleged Joseph Riley lived during the war, to his old home in the Cherokee Nation, hence the question naturally arises, What was Joseph Riley's object in traveling thirty-five miles to the west of the main road leading direct to his destination, alone and unprotected, through a country which necessarily must have been a wilderness to him, and in which there was no settlement or roads to guide him to his objective point, Park Hill?

It cannot be contended that Joseph Riley had gone over to Lightning Creek to see his old friend and acquaintance, John Landrum, as this witness testifies "He never stopped to my knowing, did not stay any time; I just met him on the road, he knowed me; Hello, my boy isn't this Jack" and I said "this is", and

he said' I am trying to get back to my old home." Witness also testifies that there was no road where he met Joseph Riley, "just a path."

**Evidence aliunde:**

In C. F. D. 474, John J. Rose, et al. The minor applicants in this case claim through their mother, ~~Emm~~ Rose, nee Dannelberg. John Landrum of Hayden, witness:

"Q Do you know Emily Rose, the wife of John Rose?  
QA Yes sir, I am slightly acquainted with her.  
Q When did you first see her in the Cherokee Nation after the war? A On Lightning Creek  
Q When? A Fall of '86.  
Q Who was she with? A Her mother, Tilda."

In this case it was shown by documentary and testimonial evidence, thoroughly convincing, that Emily Rose and her mother Tilda, continuously lived at Lawrence, and ~~Lawrence~~, Kansas, from the close of the rebellion till subsequent to April 5, 1873, and in its decision rendered on March 11, 1904, the Commission to the Five Civilized Tribes so found, said finding being concurred in by the Commissioner of Indian Affairs and affirmed by the Department on December 3, 1904 (Departmental letter I.T.D. 10738-04).

In C. F. D. 664, Jim Landrum, et al. John Landrum, of Hayden, witness:

- "Q When did you first see him (Jim Landrum) in the Cherokee Nation after the war? A I saw him in '66 on Grand River, to his father's.
- Q Did his father come back at the same time he did? A Yes sir, of course he did.
- Q And if he says he came back before his father did he is mistaken, isn't he? A He came before that time expired and remained, . . .
- Q Has he been living near you ever since he returned? A No sir, not near me.
- Q How often have you seen him? A Sometime about a month or two."

The testimony of C. R. Griffith of Vinita, Indian Territory, formerly of Emporia and Neosho Falls, Kansas, and of C. W. Learned, E. B. Moore and J. A. Ly n, of Neosho Falls Kansas, shows conclusively that the said Jim Landrum continuously lived in and around Neosho Falls, Kansas, from the close of the rebellion till 1885, and in his decision rendered on September 8 1905, the Commissioner to the Five Civilized Tribes so found, the proceedings in this case being duly forwarded to the Department, where they are now pending.

In C. P. R. 198, Mariah Hayden, et al. John Landrum, of Hayden, witness:

..... 1. I am the (Name of the person)  
 2. I am the (Name of the person)  
 3. I am the (Name of the person)  
 4. I am the (Name of the person)  
 5. I am the (Name of the person)

In the year 1941, I was born in (Name of the place)  
 and I am now (Name of the place). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)

I am the (Name of the person)  
 and I am the (Name of the person)

I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)  
 and I am the (Name of the person). I am the (Name of the person)

I am the (Name of the person)  
 and I am the (Name of the person)









- Q Well, now, you say December? A It was either the latter part of December or first of January, '67.
- Q Do you remember who was with her up there? A I remember Harry Still.
- Q Harry Still? A Yes sir, and there was a girl and a boy, I did not inquire who they were.
- Q You have not seen Verick since that time? A Oh yes sir, I am very well acquainted with her."

In this case it was shown by satisfactory evidence that Amelia Hayden and her husband, Henry Hayden, had been in and near Lawrence, Kansas, from the close of the rebellion until subsequent to the year 1873, and in its decision rendered on August 30, 1902, the Commission to the Five Civilized Tribes on June 1, 1902, the said finding being concurred in by the Commissioner of Indian Affairs and affirmed by the Department on November 20, 1902 (I.T.D. 6964-02). The Commission also found in U. S. 76 that the said Harry Still did not return to the Cherokee Nation after the rebellion within the time specified in the Executive decree, and said finding of facts was concurred in by the Commissioner of Indian Affairs (Lead 6964-02), and affirmed by the Department on November 16, 1902 (I.T.D. 7638-02).

J. F. N. 224, Abraham Ward, et al. I. D. Daniels, et al., et al.

- "Q Do you know the applicant (Abraham Ward)? A Yes sir.  
Q How long have you known him?  
A I got acquainted with him in the fall of '66.  
Q Where did you see him in the fall of '65?  
A At Fort Gibson.  
Q How did you happen to see him at Fort Gibson in '66?  
A He come to Amanda and Ruthie Adair's and was going to take them away and I asked him what he was going to do with them, and he said he was going to take them to his people.  
Q You had never seen him before that?  
A No sir, he was a stranger to me then.  
Q What time did you see him there (Fort Gibson)?  
A In the fall.  
Q What time in the fall? A First part of September or the last part of August, somewhere along there.  
Q How did you know it was in '66? A Because I was living right there and I noticed all the girls that come in there."

In this case it was shown by satisfactory evidence that the said Abraham Ward lived in Kansas from the close of the rebellion till subsequent to the year 1868, and in its decision rendered on July 10, 1903, the Commission to the Five Civilized Tribes so found, its said finding being concurred in by the Commissioner of Indian Affairs and affirmed by the Department of April 29, 1904 (I. T. D. 3254-04).

C. F. R. 375, Emily Walker et al. L. T. Daniels of Claremore, witness:

- Q When did you first see her (Emily Walker) after the war closed? A Well, I ain't certain, I think it was just before the cholera, and the cholera was in '57, commenced along about April, or May or June.
- Q You know how long before the cholera it was that you saw her that time? A She was there after the surrender.
- A How long after the surrender? A She was cooking up there in the Quartermen, and I couldn't state, just seen her every once in a while, cooking up there at the soldiers' Quarter, Major Ingber's.
- Q That was the time you saw her there, the first time you spoke about awhile ago? A I see her there in '62 and I went to the Choctaw Nation the first day of March '62 and I came back in August, in September, on the tenth of August, and went back to the Choctaw Nation again in September, and came back in February '63, and I found Emily there then, cooking in these soldiers' Quarter there then.
- Q Where? A At Fort Gibson, sir.
- Q Then when did you next see her after you saw her in '63? A I saw her there when the Choctaws were mustered out, at the soldiers' Quarter, that was in June sometime, I think, '65.
- Q Then when did you next see her? A I ain't positive of this fourth time I see her, but I think she was there just before the cholera broke out.
- Q You ain't know how long before the cholera broke out? A It was the same spring I think, in '67.
- Q Did you see her yourself during the year '67?
- A Yes sir.
- Q Where? A At Fort Gibson.
- Q What time in '66? A It was the summer, I believe, or the fall; the soldiers was mustered out in '66. I don't know whether it was May or June, and Emily was there then, I am satisfied of that, because I seen her.
- Q And then what time as it in '66 that you saw her?
- A I told you awhile ago that it was near about the fall of '66, and I was'n't certain, but I see her in the spring of '67 before the cholera broke out, that is just what I said."

In this case it was shown by convincing testimony that the applicant, Emily Walker, lived in Kansas from the year 1865 till subsequent to the year 1870, and in its decision rendered on April 20, 1904, the Commission to the Five Civilized Tribes so found, its finding being concurred in by the Commissioner of Indian Affairs and affirmed by the Department, on June 3, 1904, ( I.T.D. 4236-04).

C. F. R. 330, Sandy Ross. L. D. Daniels, of Claremore, witness:

- Q You know when he (Sandy Ross) returned? A Yes sir, I do.
- Q When? A In the spring of '63.
- Q '63? A Oh, of '66.
- Q How do you know that? A I will explain how I know it; August '63, August '66, Lewis Daniels, Dug Webber and Hus Rogers, George Ross and four or five other Cherokee fellows went to Lewis Downing's on the river and this man was in one of them old houses there. I don't know whether it was Clem Vann's old place, or Tom Rider's, but it was close to the old Chouteau place.
- Q That was in '66? A That was in August, '66.
- Q How intimately have you known him since that time?
- A After that I don't know exactly how long it was it might have been a year or longer, probably two years, maybe three, he came to Gibson. I was there first and then he come afterwards and stayed there a long time. He was a preacher and he preached there for us; I never will forget him this side of the judgement, every time he would take his text it was the Seventh chapter of Corinthians."

In this case it was shown by competent testimony that the applicant, Sandy Ross, had continuously lived at Iola, Kansas, from 1866 till October, 1901, and in its decision rendered on April 20, 1904, the Commission to the Five Civilized Tribes so found, said finding being concurred in by the Commissioner of Indian Affairs, and affirmed by the Department on June 3, 1904 (I.T.D. 4342-04).

In re Polly Nivens: Realizing its inability to do the subject justice in a word picture of this most notoriously corrupt wench, this office will refrain from the attempt with the remark that if the matters set out below are not sufficient to impeach her character and show the utter worthlessness of her testimony, more evidence is at hand and can be secured on short notice.

In S. F. D. 723 Eliza Ratcliffe. Polly Nivens, of Fort Gibson, witness:

- "Q How long have you known her (Eliza Ratcliffe)?  
A I have known her ever since directly after peace was made.  
Q Where did you see her directly after peace was made?  
A In Fort Gibson."

In this case it was shown that the applicant was not in the Cherokee Nation, after the rebellion, till subsequent to the time specified in the Whitmire decree, and it

was so found by the Commission to the Five Civilized Tribes, and its finding was approved by the Department on November 12, 1904 (Departmental letter I.T.D. 8198-04) Supra.

C. F. R.<sup>723</sup> Emily Walker. Polly Nivens, of Fort Gibson, witness:

"Q Do you know this applicant, Emily Crimmett(Walker)?

A Yes sir.

Q How long have you known her? A I have known her all my life.

Q When did you first see her after the close of the war?

A I saw her when I was in Fort Gibson, cooking for the generals issuing rations to the refugees, just after the close of the war."

In this case it was shown that the applicant, Emily Grimmatt Walker had lived in Kansas from the close of the rebellion till subsequent to the year 1870, and in its decision rendered on April 20, 1904, the Commission to the Five civilized Tribes so found, said finding being concurred in by the Commissioner of Indian Affairs and affirmed by the Department on June 3, 1904, (I.T.D. 4236-04), supra.

C. F. B. 795, Florence Bratcher, applicant, claiming through her father, Ike Rogers, deceased: Polly Nivens of Fort Gibson, witness:

"Q Do you know Ike Rogers? A Yes sir.

Q Did you know him before the war? A No sir, just ~~after~~ after peace was made.



- Q Where at? A Fort Gibson.  
Q How long after that did you know him? A Off and on all the time after that.  
Q When did you get acquainted with him? A Well, it was just after peace, he had on soldier's clothes and I went to a dance and danced with him, and I asked him if he was a soldier and he said no, he just had on soldier clothes then.  
Q Did you see him after that up to the time he died?  
A Yes sir, off and on.  
Q Where did you see him? A There in Fort Gibson."

In this case it was shown that said Ike Rogers deceased, lived in Kansas from the close of the rebellion till the early '80's and in its decision rendered on July 23, 1904, the Commission to the Five Civilized Tribes so found, said finding being affirmed by the Department on January 27, 1905, ( I.T.D. 7144, 12692-04).

C. F. D. 944, Sarah, et al. Polly Nivens, of Fort Gibson, witness:

- "Q How long have you known her (Sarah Nelson)?  
A Pretty near all my life.  
Q Where did you first see her after the war?  
A After peace was made?  
Q Yes? A I first saw her at Fort Gibson, at Caroline Foreman's.  
Q What year was that? A It was just when peace was made, the first year after peace was made.  
Q Have you known her since that time? A Yes sir."

In this case it was shown that the applicant, Sarah Nelson, had lived in Kansas from the close of the rebellion till about 1873 or 1874, and in its decision rendered

on July 29, 1904, the Commission to the Five Civilized Tribes found that the applicant did not return to the Cherokee Nation after the rebellion within the time specified in the Whitmire decree, said finding being concurred in by the Commissioner of Indian Affairs and affirmed by the Department on August 22, 1904 (I.T.D. 6628-04).

C. F. D. 984, Fannie Nicholson, et al. claiming through Rhoda Bean, deceased, mother of Fannie Nicholson, Polly Nivens, of Fort Gibson, witness:

- " Q You know the applicant, Fannie Nicholson?  
A Yes sir, known her all my life.  
Q Knew her mother? A Yes sir, I was not much acquainted with her mother.  
Q Do you know to whom her mother belonged at the beginning of the war? A Yes sir.  
Q Who was that? A Old Mrs. Martha Bean.  
Q Was her owner a citizen of the Cherokee Nation?  
A Citizen of the Cherokee Nation.  
Q At the beginning of the war? A Yes sir."

In its decision rendered on July 29, 1904, the Commission to the Five Civilized Tribes found that the said Rhoda Bean, since deceased, "was not the slave of a Cherokee citizen, nor a free colored person residing in the Cherokee nation, at the commencement of the rebellion", said finding being affirmed by the Department on September 1, 1904 (I.T.D. 6674-04), the Department saying "The main witnesses for the applicants have testified in numerous freedman cases in the most contradictory manner, and have been contradicted by reputable witnesses of the Nation."

In addition to the contradictory testimony of this witness as given in many freedman cases, particular attention is called to the case of Bessie Phillips, et al., Cherokee Freedman Doubtful case No. 852, in which the witness was impeached by the testimony of four reputable witnesses introduced in behalf of the Cherokee Nation. A copy of said impeaching testimony is hereto attached, for the conveniences of the Department in its investigation of the matters referred to in this protest.

In connection with the cases here under discussion the Department's attention is invited to the case of Nancy Humphries, Cherokee Freedman doubtful No. 30, Now R. 524, The record in this case shows that the said Nancy Humphries is a step-daughter of the said Joseph Riley, deceased, through whom the applicants herein, Ed Riley, et al., claim the right to enrollment, and further shown that the said Joseph Riley, deceased, and his wife, mother of the said Nancy Humphries, continuously lived in Kansas for ten twelve years next after the close of the rebellion, and that the said Joseph Riley, deceased, did not return to the Cherokee Nation till some time in the '80's.

In view of the foregoing it is respectfully contended that the applicants in this consolidated case have

failed to establish by satisfactory evidence their right to Cherokee freedmen citizenship, and under the ruling of the Department in the cases of Eliza Bryant, and others, supra., their application for enrollment as Cherokee freedman should be denied.

It is, therefore, respectfully requested that the Department reconsider this case and affirm the decision of the Commission to the Five Civilized Tribes, rendered herein on March 5, 1904, or, if after reconsideration, the Department is unable to grant this office's request, it is further requested that, in view of the fact that the testimony in this case was taken at a comparatively early period in the enrollment work, the record in said case be remanded for the purpose of permitting all parties at interest to introduce further evidence, which, no doubt, will result in producing a record absolutely conclusive, and from which a decision can be satisfactorily prepared.

In view of the fact that this office is perfectly familiar with the character and credibility of the three witnesses above named, together with that of several

-21-

others equally notorious, and is duly bound to take notice of the fact that their testimony is wholly unreliable, and in most cases absolutely worthless, it is respectfully recommended that the Cherokee Nation be not required to incur the needless expense of impeaching their testimony in cases where such witnesses testify.

Respectfully,

Through the

Commissioner of Indian Affairs.

L M B

Commissioner.

Incl. B 45

Cherokee P.  
N. B. 468

Muskegee, Indian Territory, July 19, 1906.

\*  
Ed Riley,  
Hayden, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Morris C. Riley, born September 12, 1902.

Respectfully,

Commissioner.

MMP

copy

McKehee, Indian Territory, February 28, 1907

The Honorable,

Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the provisions of the Act of Congress approved April 26, 1906 ( 34 Stat. 137), of Morris C. Riley as a Cherokee freedman, together with the Commissioner's decision of this date granting said application.

February 19, 1907 (I.T.D. 3678-07), the Department ordered the enrollment as a Cherokee freedman of Ed Riley, father of Morris C. Riley, and on February 27, 1907, there was transmitted for Departmental approval, a schedule of Cherokee Freedmen containing, among others, the name of the said Ed Riley. The protest of the Cherokee Nation against the enrollment of said Ed Riley was also transmitted on that date.

In view of such protest, a separate schedule

Secretary-2

containing the name of this applicant, Morris C. Wiley, is enclosed herewith, and in the event of the approval of the schedule containing the name of his said father, the approval of this schedule is recommended.

Respectfully,

SIGNATURE  
Commissioner

Through the Commissioner of  
Indian Affairs.



Cherokee P. M. B.  
468.

COPY

Muskogee, Indian Territory, February 28, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the  
Commissioner to the Five Civilized Tribes, dated February 28,  
1907, granting the application for the enrollment of Morris C.  
Riley as a Cherokee Freedman.

Respectfully,

SIGNED *James Bixby*  
Commissioner.

Encl. N-46  
BLE

Cherokee P. N. B.  
468.

COPY

Muskogee, Indian Territory, February 28, 1907.

Ed Riley,

Hayden, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, granting your application for the enrollment of your child, Morris G. Riley as a Cherokee freedman.

You will be advised when the name of your said child has been placed upon a schedule of Cherokee freedman and approved by the Secretary of the Interior.

Respectfully,

Encl. B-48  
JMB

SIGNED *Tams Smith*  
Commissioner.

Land  
21733-1907.

COPY

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 2, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

I have the honor to transmit herewith a communication from Commissioner Rixby dated February 28, 1907, transmitting the record in the matter of the application for the enrollment, under the provisions of the Act of Congress approved April 26, 1906 (34 Stat. l., 137), of Morris C. Riely as a Cherokee freedman, together with a schedule containing his name.

A schedule containing the name of the father and other applicants, together with the protest of the attorneys for the Cherokee Nation, is transmitted this date (Land 21254-1907), and it is recommended that in the event of the approval of the schedule containing the name of the father, Ed Riley, the decision of the Commissioner be affirmed, and the schedule containing the name of the applicant, Morris C. Riley, approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EWE-W

D.C.14844

SPECIAL

J.P. FHE. COPY

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I.T.D.7876-1907.  
LRS DIRECT.

March 4, 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

With your letter of February 28, 1907, you transmitted the record in the matter of the application for the enrollment of Morris C. Riley as a Cherokee freedman.

Morris Riley is the son of Ed Riley, who has been enrolled as a Cherokee freedman.

The Indian Office, in its letter of March 2, 1907 (Land 21733-07), recommended that your decision in favor of the applicant be approved. A copy of its letter is inclosed.

Finding no reason to disturb your decision, it is affirmed.

The schedule submitted with your letter, bearing the name of the applicant, Morris C. Riley, has also been approved and will be disposed of in the usual manner, with the papers in the case.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

3 inc. and  
3 for Ind. Of. with  
copy hereof.  
McM 3-5-07

Cherokee F  
B B 468.

COPY

Muskogee, Indian Territory, March 20, 1907.

Ed Riley,

Hayden, Indian Territory.

Dear Sir:

You are advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, granting the application for the enrollment of your child, Morris C. Riley, as a Cherokee freedman, was affirmed by the Department March 4, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. HJ-21.  
HJC

SIGNED *Wm. H. H. H.*  
Commissioner.

Cherokee F  
N B 468.

COPY

Muskogee, Indian Territory, March 20, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are advised that the decision of the  
Commissioner to the Five Civilized Tribes, dated February 28,  
1907, granting the application for the enrollment of Morris C.  
Riley, as a Cherokee freedman, was affirmed by the Department  
March 4, 1907.

For your information there is enclosed herewith a  
copy of Departmental decision referred to.

Respectfully,

Encl. HJ-22.  
HJC

SIGNED *James D. Smith*  
Commissioner.

Cher fr M 467

Cher Fr M 469

## CHEROKEE FREEDMAN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Leroy..Shields.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Inter-  
ior Commissioner to the  
Five Civilized Tribes.

FILED

Jul 19 1906

Tams Bixby  
Commissioner.

RECEIVED  
Jul 14 1906



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Leroy Shields born on the 6 day of April 1904.  
(Here insert name of child)  
Name of Father: Isaac Shields a citizen of the U. S. A. ~~XXXXX~~  
Name of Mother: Eliza Cannon a citizen of the Cherokee Nation.  
Tribal enrollment of father: U.S.A. Citizen Tribal enrollment of mother: Freedman  
Postoffice: Hayden, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Eliza Cannon, on oath state that I am 36  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Rufus Cannon, who is a citizen, by  
adoption of the U. S. A. ~~XXXXX~~ that a male child was  
(Male or Female)  
born to me on 6 day of April 1904; that said child has been named  
Leroy Shields and was living March 4, 1906.

Eliza Cannon

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 12 day of July 1906.

(SEAL)

Wm. Madden, Jr.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Ann Wright, a midwife, on oath state that I  
attended on Eliza Cannon, wife of Rufus Cannon  
on the 6 day of April 1904; that there was born to her on said date a male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named

Leroy Shields

her  
Ann X Wright  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 12 day of July 1906.

(SEAL)

Wm. Madden, Jr.

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Leroy Shields as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 14, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Leroy Shields, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein Leroy Shields is the illegitimate child of one Eliza Cannon, an alleged Cherokee freedman and possesses no right to enrollment as a Cherokee freedman not possessed by his said mother. It is further shown that on June 16, 1905, the application for the enrollment of said Eliza Cannon as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes and its action was, on July 6, 1906, (I T.D. 8060-1905) approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Leroy Shields is not entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 16 1907

D.C.29153.  
I.T.D.8060-1905.

J.P.Jr.

L.R.S.

DEPARTMENT OF THE INTERIOR, ILB

WASHINGTON.

July 6, 1906.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

On June 16, 1905, the Commission to the Five Civilized Tribes transmitted the record, together with its decision dated June 16, 1905, in the matter of the applications for the enrollment of John Freeman et al. as Cherokee freedmen.

On July 1, 1903, the Commission to the Five Civilized Tribes rendered a decision in this case, in favor of most of the applicants.

On July 2, 1903, the attorneys for the Cherokee Nation requested a rehearing, alleging newly discovered evidence. This motion was denied by the Commission on July 27, 1903, for the reason that the nation had not exercised reasonable diligence in the filing of said motion. The attorneys for the nation appealed to the to the Department from the action of the Commission on September 17, 1903.

On April 4, 1904, the Department decided that the motion of the attorneys for the nation was reasonable and proper, and it accordingly remanded the case.

2

Reporting July 3, 1905, the Indian Office concurs in the decision of the Commission dated June 16, 1905. A copy of its letter is inclosed.

On September 7, 1905, the attorneys for the applicants filed a motion for review of the Commission's decision in this case. Said motion has been duly considered in connection with the case.

The Department considers that the evidence brought forth upon the rehearing shows clearly that the applicants did not return to the Indian Territory within the time specified in the decree of the Court of Claims rendered on February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. the Cherokee Nation et al.

The decision of the Commission to the Five Civilized Tribes is therefore affirmed, and the applications for the enrollment of John Freeman, Nettie Freeman, John H. Freeman, Elnora Freeman, Charlie Freeman, Jesse Freeman, Walter Freeman, Luther Freeman, Arizona Freeman, Ora Freeman, George Freeman, Carrie Freeman, Angie Freeman, Osa Freeman, Eliza Cannon, Mary Thompson, Clarence Thompson, Ethel Thompson, and Bessie Thompson as Cherokee freedmen are denied.

Respectfully,

Jesse E. Wilson,

Assistant Secretary.

1 inclosure.

Cherokee v.  
N. B. 469

Muskogee, Indian Territory, July 19, 1906.

*Cannon*  
Eliza Cannon,

Hayden, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Leroy Shields, born April 6, 1904.

Respectfully,

Commissioner.

NMP

Cherokee Freedmen  
M. B. 469.

Muskogee, Indian Territory, February 16, 1907.

Eliza Gannon,  
Hayden, Indian Territory.

Madam:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying your application for the enrollment of Leroy Shields, as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. E-80  
ELR

Commissioner.

Register.

Cherokee  
Freedmen H. B.  
469

Muskogee, Indian Territory, February 16, 1907.

W. W. Hastings,  
Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying the application for the enrollment of Leroy Shields as a Cherokee Freedman.

The decision together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-51  
BLN

Commissioner.

Muskogee, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Leroy Shields as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying said application.

Respectfully,

Encl. N-52.  
BLE

Commissioner.

Through the Commissioner  
of Indian Affairs.



C O P Y .

Refer in reply  
to the following:  
Land 18395-1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application of Leroy Shields as a Cherokee freedman, together with the decision of Commissioner Bixby dated February 16, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-Ph.

D.C. 12252-1907.

J.P.  
W.H.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

IRS

I. T. D.  
8042, 7044, 7046, 7052, 7060,  
7074, 7078, 7080, 7082, 7084,  
7092, 7094, 7096, 7108, 7120,  
7146, 7150, 7156, 7164, 7166,  
7168, 7170, 7172, 7186, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7296, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7358, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7536,  
7540, 7542, 7544, 7562, 7596,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases,  
adverse to the applicants, are hereby affirmed. Copies of Indian  
Office letters, submitting your reports and recommending that the  
decisions be affirmed, are enclosed:

| Title of Case.                     | Date of your<br>letter of transmittal. |
|------------------------------------|----------------------------------------|
| John Wesley Freeman (freedman),    | February 18, 1907.                     |
| Harry H. Curry, et al.,            | February 23, 1907.                     |
| Stephen Baldrige (freedman),       | February 18, 1907.                     |
| Thomas Bell (freedman),            | February 18, 1907.                     |
| Martha J. Burgess (intermarriage), | February 22, 1907.                     |

|                                          |                    |
|------------------------------------------|--------------------|
| Moses Carter (freedman),                 | February 1, 1907.  |
| Harshel L. Hyde (by blood),              | February 21, 1907. |
| John W. Goss (intermarriage),            | February 21, 1907. |
| William S. Hutchins (intermarriage),     | February 22, 1907. |
| Mattie Mackey (freedman),                | February 23, 1907. |
| William C. Smith (by blood),             | February 21, 1907. |
| Roy Drum (by blood),                     | February 27, 1907. |
| Leneta Johnson, et al. (by blood),       | February 23, 1907. |
| Cynthia A. Fields (intermarriage),       | February 23, 1907. |
| Nathaniel Wickliff (freedman),           | February 16, 1907. |
| Herbert K. Hyde (by blood),              | February 20, 1907. |
| Mollie Hurst (intermarriage),            | February 23, 1907. |
| Mollie G. Collins (intermarriage),       | February 23, 1907. |
| Amanda Brackett (intermarriage),         | February 23, 1907. |
| Fatima Keys (intermarriage),             | February 23, 1907. |
| Levi P. Isbell (intermarriage),          | February 20, 1907. |
| Annie C. Butler (intermarriage),         | February 23, 1907. |
| James R. Bivin (intermarriage),          | February 14, 1907. |
| Laura Ross (freedman),                   | February 23, 1907. |
| Willie Joanna Love, et al. (freedman),   | February 23, 1907. |
| William T. Teague (by blood),            | February 20, 1907. |
| Theodore Jones (freedman),               | February 22, 1907. |
| Viola M. Pinwick (freedman),             | February 22, 1907. |
| Wiley Polston, et al. (freedmen),        | February 22, 1907. |
| Pansy Grinnett (freedman),               | February 21, 1907. |
| Alice Harman (intermarriage),            | February 23, 1907. |
| Betty McLaughlin (by blood),             | January 17, 1907.  |
| Loran Alfred Lovett (by blood),          | February 12, 1907. |
| Maudie Skaggs (by blood),                | February 12, 1907. |
| Robert Walker (freedman),                | February 14, 1907. |
| Edward B. Prayser (intermarriage),       | February 16, 1907. |
| Daniel Sitaler, et al. (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),            | February 16, 1907. |
| Felix F. Witt (intermarriage),           | February 19, 1907. |
| Preston G. Browning (intermarriage),     | February 23, 1907. |
| Harrison Cecil Smith, et al. (by blood), | February 16, 1907. |
| Lilly Irene True, et al. (by blood),     | February 25, 1907. |
| Alberta Sanders, et al. (freedmen),      | February 25, 1907. |
| Samuel Sanders (freedman),               | February 21, 1907. |
| Peggie Bearpaw (by blood),               | February 25, 1907. |
| Lawrence Graves (freedman),              | February 25, 1907. |
| James Beak (freedman),                   | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),    | February 23, 1907. |
| Charles V. Trent (intermarriage),        | February 25, 1907. |
| John Greece (by blood),                  | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),       | February 25, 1907. |
| David Monroe Moses (freedman),           | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),        | February 25, 1907. |

|                                         |                    |
|-----------------------------------------|--------------------|
| Roseburn Wright (freedman),             | February 14, 1907. |
| Leonard King, et al. (by blood),        | February 14, 1907. |
| Roberta Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Amsey, et al. (by blood),         | February 25, 1907. |
| Carnlyer Vestal (freedman),             | February 25, 1907. |
| Lizzie M. Langley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Maybelle Adams (freedman),              | February 25, 1907. |
| Annie Screechowl (as citizens), et al.  | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al., (freedmen),     | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedmen),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Nabel Barritt (by blood),         | February 1, 1907.  |
| Kliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Mayes Vann (freedman),              | February 16, 1907. |
| Willie Lee Hanks, et al. (freedman),    | February 16, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Bane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Doc Herron England (by blood),          | February 21, 1907. |
| Mildred Teague (by blood),              | February 16, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Colbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Kliza J. Huston (intermarriage),        | February 25, 1907. |
| Ottorein Allen (freedman),              | February 16, 1907. |
| Viola Martin (freedman),                | February 16, 1907. |
| Archie Taylor (freedman),               | February 16, 1907. |
| Joseph H. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and  
162 enclosures to Ind. Of.,  
with copy hereof.

(Signed) R. A. Hitchcock,

Secretary.

WCF 3/4/07

Cherokee F.  
N. B. 469.

Muskogee, Indian Territory, March 30, 1907.

Elisa Cannon,

Hayden, Indian Territory.

Dear Madam:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the application for the enrollment of your child, Leroy Shields, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-77  
LMC

*D. Rodgers*  
Acting Commissioner.

Cherokee F.N.R.  
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*D. P. Freeman*  
Acting Commissioner.

Incl. P-4-60  
NMP

1

Cher Fr M 470

Cher Fr M 470



*Jee*  
CHEROKEE FREEDMAN

470

199

IN RE  
Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Cherokee Freedman*

as a citizen of

*Cherokee* Nation.

*C.H.B.*  
Approved

190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

*[Signature]*  
Commissioner

RECEIVED

JUL 16 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Geneva Delwood, born on the 21<sup>st</sup> day of February, 1908  
[Here insert name of child]  
Name of Father: Thomas Delwood a citizen of the U. S. Nation.  
Name of Mother: Fannie Delwood a citizen of the Cherokee Nation.  
Tribal enrollment of father Non Citizen Tribal enrollment of mother Cherokee Friedman  
Postoffice Port Gibson S. I.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Fannie Delwood, on oath state that I am 31<sup>st</sup>  
years of age and a citizen by Friedman of the Cherokee Nation;  
that I am the lawful wife of Thomas Delwood, who is a citizen, by  
U. S. Adoption of the Cherokee Nation; that a Female child was  
born to me on 21<sup>st</sup> day of February, 1908; that said child has been named  
Geneva Delwood and was living March 4, 1906.

Fannie Delwood

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 16<sup>th</sup> day of July, 1906.

Com. Ex.  
6<sup>th</sup> July 1906

W. D. McBride  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Judith Foreman, a Citizen, on oath state that I  
attended on Fannie Delwood wife of Thomas Delwood  
on the 21<sup>st</sup> day of Feb, 1908; that there was born to her on said date a Female  
child; that said child was living March 4, 1906, and is said to have been named Geneva  
Delwood.

Judith Foreman.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 16<sup>th</sup> day of July, 1906.

Com. Ex.  
6<sup>th</sup> July 1906

W. D. McBride  
Notary Public.

*JOE* CHEROKEE FREEDMAN

470

199

IN RE  
Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Foreman Delwood*

as a citizen of

*Cherokee* Nation.

*CAB*  
Approved *JAN* 190...

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 16 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 16 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Portman Delwood born on the 16<sup>th</sup> day of June 1905  
(Here insert name of child)  
 Name of Father: Thomas Delwood a citizen of the U.S. Adoption Nation.  
 Name of Mother: Fannie Delwood citizen of the Cherokee Nation.  
 Tribal enrollment of father non citizen Tribal enrollment of mother 242  
 Postoffice Port Gibson S.T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Fannie Delwood on oath state that I am 31<sup>st</sup>  
 years of age and a citizen by Adoption of the Cherokee Nation;  
 that I am the lawful wife of Thomas Delwood who is a citizen, by  
Adoption of the Cherokee Nation; that a male child was  
(Male or Female)  
 born to me on 16<sup>th</sup> day of June 1905; that said child has been named  
Portman Delwood and was living March 4, 1906.  
Fannie Delwood

WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 16<sup>th</sup> day of July 1906.

Comm. Ex.  
6<sup>th</sup> July 1906

W.D. McSide  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Judith Parnan on oath state that I  
 attended on Fannie Delwood wife of Thomas Delwood  
 on the 16<sup>th</sup> day of June 1905; that there was born to her on said date a male  
(Male or Female)  
 child; that said child was living March 4, 1906, and is said to have been named Portman  
Delwood Judith Parnan

WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 16<sup>th</sup> day of July 1906.

Comm. Ex.  
6<sup>th</sup> July 1906

W.D. McSide  
 Notary Public.

Cher Fr M 471

Cher Fr M 471

*Mc*  
CHEROKEE FREEDMAN

471

*Rizzie Hopkins*  
*Cherokee*

*C7B*

APPROVED JAN 11 1907

*[Signature]*

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

*[Signature]*  
COMMISSIONER

JUL 16 1906

Birth Affidavit.

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Enrollment of Minors. Act of Congress, Approved April 26, 1906.

In re application for enrollment, as a citizen of the Cherokee Nation of Kizzie Hopkins, born on the 18th day of July, 1904.  
Name of Father Alfred P. Hopkins, a citizen of the Cherokee Nation.  
Name of Mother Deliliah Hopkins, <sup>3959</sup> a citizen of the Cherokee Nation.  
Tribal enrollment of father by adoption, Tribal enrollment of Mother Card F. R..

Postoffice Coffeyville, Kansas.

Affidavit of Mother.

United States of America, Indian Territory )  
Western District )

I, Deliliah Hopkins, on oath state that I am 39 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Alfred P. Hopkins, who is a citizen by adoption of the Cherokee Nation; that a female child was born to me on the 18th day of July, 1904; that said child has been named Kizzie Hopkins and was living March 4, 1906.

Witnesses to mark:

Deliliah Hopkins

Subscribed and sworn to before me this 11<sup>th</sup> day of July, 1906

Com. Expires 7/10-1909

Thos. E. Shaw  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory )  
Western District )

I, Flora Johnson, on oath state that I attended on Deliliah Hopkins wife of Alfred P. Hopkins on the 18th day of July, 1904; that there was born to her on said date a female child; that said child was living on March 4, 1906 and is said to have been named Kizzie Hopkins.

Witnesses to mark:

Flora Johnson

Subscribed and sworn to before me this 11<sup>th</sup> day of July, 1906

Com. Expires 7/10-1909

Thos. E. Shaw  
Notary Public.

CHEROKEE FREEDMAN

471

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906

M. *C. H. Hopkins*

as a citizen of

*Cherokee*

Nation

*CHB*  
Approved

JAN 11 1907

190

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 2 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 16 1906



DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Ollie Hopkins, born on the 11th day of December, 1905.  
(Here insert name of child)  
Name of Father: Alfred P. Hopkins, a citizen of the Indians Nation.  
Name of Mother: Delilah Hopkins, a citizen of the Cherokee Nation.  
Tribal enrollment of father: Intermarried White Tribal enrollment of mother: Friedman 39.59  
Postoffice: Coffeyville, Kansas

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Delilah Hopkins, on oath state that I am 39  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Alfred P. Hopkins, who is a citizen, by  
marriage of the Cherokee Nation; that a Female child was  
born to me on 11th day of December, 1902, that said child has been named  
Ollie Hopkins, and was living March 4, 1906.  
Delilah Hopkins

WITNESSES TO MARK:

[Must be two  
Witnesses]

Subscribed and sworn to before me this 8th day of July, 1906.

John H. French

Notary Public.

My commission expires Oct. 24, 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Sarah S. Sturdy, a Midwife, on oath state that I  
attended on Mrs. Delilah Hopkins, wife of Alfred P. Hopkins  
on the 11th day of December, 1902; that there was born to her on said date a Female  
child; that said child was living March 4, 1906, and is said to have been named Ollie Hopkins.

Mrs. Sarah S. Sturdy

WITNESSES TO MARK:

[Must be two  
Witnesses]

Subscribed and sworn to before me this 8th day of July, 1906.

John H. French

Notary Public.

My commission expires Oct. 24, 1908.

*gee*  
CHEROKEE FREEDMAN

471

*Zoo Latt*

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*William H. Hopkins*  
as a citizen of

*Cherokee* Nation.

*CHB*  
Approved

190

*[Signature]*  
Commissioner.

RECEIVED  
COMMISSIONER TO THE CIVIL SERVICE

FILED

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 16 1906

It appearing that the  
within named applicant, William  
N. Hopkins, was born subsequent to  
March 4, 1906, I am of the  
opinion that there is no author-  
ity of law for his enrollment  
under the Act of April 26, 1906,  
and the said application is  
hereby dismissed.

 Commissioner.

dated FEB 28 1907

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of William H Hopkins born on the 12 day of June 1906  
(Here insert name of child)  
 Name of father: Alfred P Hopkins a citizen of the \_\_\_\_\_ Nation.  
 Name of mother: Delilah Hopkins a citizen of the Cherokee Nation.  
 Tribal enrollment of father \_\_\_\_\_ Tribal enrollment of  
 mother Freeman 3939

Postoffice

Offenburg Kansas

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory,  
Northern District.

I, Delilah Hopkins on oath state that I am 39  
 years of age and a citizen by \_\_\_\_\_ of the Cherokee Nation;  
 that I am the lawful wife of Alfred P Hopkins who is a citizen, by  
 of the \_\_\_\_\_ Nation; that a male child was  
(Male or Female)  
 born to me on 12 day of June 1906; that said child has been  
 named William H Hopkins, and was living March 4, 1906.

WITNESSES TO MARK:

[ Must be Two  
 Witnesses. ]

Subscribed and sworn to before me this 5 day of July 1906.

E. J. [Signature]  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,  
 \_\_\_\_\_ District.

I, Lizzie [Signature] a mid-wife, on oath state that I  
 attended on Delilah Hopkins wife of Alfred P Hopkins  
 on the 12 day of June 1906; that there was born to her on said  
 date a male child; that said child was living March 4, 1906; and is said to have  
(Male or Female)  
 been named William H Hopkins

WITNESSES TO MARK:

[ Must be Two  
 Witnesses. ]

Subscribed and sworn to before me this 5 day of July 1906.

E. J. [Signature]  
 Notary Public.

Cherokee F  
N. B. 471.

Muskogee, Indian Territory, July 25, 1906.

Delilah Hopkins,  
Coffeyville, Kansas.

Dear Madam:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Ollie Hipkins, born December 11, 1902, William W. Hopkins,  
born June 12, 1906, and Kissie Hopkins, born July 18, 1904.

Respectfully,

Commissioner.

LMC

Cher Fr M 472

Cher Fr M 472

CHEROKEE FREEDMAN

472

*See*

199

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Pleasant Hopkins*

as a citizen of

*Cherokee*

Nation.

*CHB*  
Approved

1907

190

*[Signature]*  
Commissioner.

REMARKS: THE ABOVE NAMED  
COMMISSIONER TOTAL FIVE OF THE TOTAL

FILED

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 16 1906

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
of Pleasant Hopkins born on the 27 day of September 1902  
(Here insert name of child)

Name of father: \_\_\_\_\_ a citizen of the \_\_\_\_\_ Nation.

Name of mother: Clarence B Hopkins citizen of the Cherokee Nation.

Tribal enrollment of father \_\_\_\_\_ Tribal enrollment of

mother Freedman 3960

Postoffice Coffeyville Kansas

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory, }

Northern District. }

I, Clarence B Hopkins on oath state that I am 20  
years of age and a citizen by \_\_\_\_\_ of the Cherokee Nation;  
that I am the lawful wife of \_\_\_\_\_ who is a citizen, by

of the \_\_\_\_\_ Nation; that a male child was  
(Male or Female)  
born to me on 27 day of September 1902; that said child has been  
named Pleasant Hopkins, and was living March 4, 1906.

WITNESSES TO MARK:

[ Must be Two  
Witnesses. ] }

Subscribed and sworn to before me this 5 day of July 1906.

[Signature]  
Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory, }

\_\_\_\_\_ District. }

I, Mildred Hopkins a mid wife, on oath state that I  
attended on Clarence B Hopkins wife of \_\_\_\_\_  
on the 27 day of September 1902; that there was born to her on said  
date a male child; that said child was living March 4, 1906; and is said to have  
(Male or Female)  
been named Pleasant Hopkins

WITNESSES TO MARK:

[ Must be Two  
Witnesses. ] }

Subscribed and sworn to before me this 5 day of July 1906.

[Signature]  
Notary Public.



Cherokee F.  
N. B. 472.

Muskogee, Indian Territory, July 25, 1906.

Florence B. Hopkins,  
Coffeyville, Kansas.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Pleasant Hopkins, born September 27, 1902.

Respectfully,

Commissioner.

LMC



Cher Fr M 473

Cher Fr M 473

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Viola Martin.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
JUL. 25, 1906.

TAMS BIXBY,  
COMMISSIONER.

RECEIVED  
JUL-16, 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee..... Nation,  
of ..... Viola Martin....., born on the ..9.... day of November..... 1904..  
[Here insert name of child]  
Name of Father:..... Harve Martin..... a citizen of the..... Cherokee..... Nation.  
Name of Mother:..... Gertie Martin..... a citizen of the..... Cherokee..... Nation.  
Tribal enrollment of father..... Freedman..... Tribal enrollment of mother..... Freedman.....  
Postoffice..... Adair, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern..... District. }

I, ..... Gertie Martin....., on oath state that I am..... thirty (30)..  
years of age and a citizen by..... adoption..... of the..... Cherokee..... Nation;  
that I am the lawful wife of..... Harve Martin....., who is a citizen, by  
adoption..... of the..... Cherokee..... Nation; that a ..girl..... child was  
[Male or Female]  
born to me on..... ninth..... day of..... November..... 1904.; that said child has been named  
..... Viola Martin..... and was living March 4, 1906.

..... Gertie Martin.....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this..... 14..... day of..... July..... 1906.

(SEAL)  
My Commission expires  
Apr. 28, 1910

..... D. C. Hughes.....  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern..... District. }

I, ..... Isabella Brown....., a..... mid-wife....., on oath state that I  
attended on ..... Gertie Martin....., wife of..... Harve Martin.....  
on the ..9.... day of..... November..... 1904.; that there was born to her on said date a..... girl.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named..... Viola Martin.....

..... her  
..... Isabella x Brown.....  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

..... D. C. Hughes.....  
..... G. F. Ruth.....

Subscribed and sworn to before me this..... 14..... day of..... July..... 1906.

(SEAL)  
My Commission expires  
Apr. 28, 1910.

..... D. C. Hughes.....  
Notary Public.

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

....Viola Martin.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
AUG. 17-1906.

TAMS BIXBY,  
COMMISSIONER.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ..... Cherokee ..... Nation,  
of ..... Viola Martin ..... born on the 9 ..... day of November ..... 1904  
[Here insert name of child]  
Name of Father: ..... Harvey Martin ..... a citizen of the ..... Cherokee ..... Nation.  
Name of Mother: ..... Gurtie Martin ..... a citizen of the ..... Cherokee ..... Nation.  
Tribal enrollment of father ..... Tribal enrollment of mother ..... Card F.D. #280  
Postoffice ..... Adair, I. T. ....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

I, ..... Gurtie Martin ..... on oath state that I am ..... thirty .....  
years of age and a citizen by adoption ..... of the ..... Cherokee ..... Nation;  
that I am the lawful wife of ..... Harvey Martin ..... who is a citizen, by  
adoption ..... of the ..... Cherokee ..... Nation; that a female child was  
[Male or Female]  
born to me on ..... 9 ..... day of ..... November ..... 1904; that said child has been named  
..... Viola Martin ..... and was living March 4, 1906.

..... Gurtie Martin .....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this ..... First ..... day of ..... August ..... 1906.

(SEAL)

My Commission expires  
Apr. 28-1910

..... D. C. Hughes .....  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

I, ..... Isabella Brown ..... a Midwife ..... on oath state that I  
attended on ..... Gurtie Martin ..... wife of ..... Harvey Martin .....  
on the ..... 9 ..... day of ..... November ..... 1904; that there was born to her on said date a female  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named .....  
..... Viola Martin ..... her

..... Isabella x Brown .....  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this ..... First ..... day of ..... August ..... 1906.

(SEAL)

My commission expires  
Apr. 28-1910.

..... D. C. Hughes .....  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Viola Martin, as a Cherokee freedman.

D E C I S I O N  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on July 16, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Viola Martin, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Viola Martin, who was born November 9, 1904, and was living March 4, 1906, is the minor child of one Harvey Martin, and Gurtie Martin alleged Cherokee freedmen and possesses no rights to enrollment as a Cherokee freedman not possessed by her said parents. It is further shown that on March 5, 1904, the application for the enrollment of said Harvey Martin as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes and its action was on November 22, 1904 (I.T.D. 8710-1904), approved by the Secretary of the Interior; that on June 2, 1906, a motion was filed for a rehearing in his said case; that on September 26, 1906, (I.T.D. 18464, 16068-1906), said motion was denied by the Secretary of the Interior; that on October 24, 1906 (I.T.D. 13137-1906), the applicants were given thirty days from date to file affidavits in support of the motion to reopen said case and that on December 18, 1906, affidavits were forwarded the Department with the recommendation that said motion be denied. It is further shown that on December 27, 1906, the application for the enrollment of the said Gurtie Martin as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes and his decision was on May 21, 1906, (I.T.D. 8856-1906), approved by the Secretary of the Interior; that on July 18, 1906, a motion for a rehearing was filed in her said case and that on February 2, 1907, said motion was forwarded the Department for consideration.

Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee



or Creek tribes or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Viola Martin is not entitled to enrollment as a Cherokee freedman and her application for enrollment as such is accordingly denied.

  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 18 1907

(COPY)

W.C.F.  
Y.P.  
FHE

DEPARTMENT OF THE INTERIOR  
WASHINGTON.

D. C. 45434-1904.

November 22, 1904.

I. T. D. 8710-1904.

LRS

Commission to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Gentlemen:

April 11, 1904, you transmitted the record in the consolidated Cherokee freedman case of Jennie Martin, et al. (D 197 et al), including your decision of March 5, 1904, granting the application for the enrollment of Joe Martin, and rejecting all the other applicants in said case.

Reporting in the matter September 29, 1904, the Acting Commissioner of Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

Respectfully,

(Signed) Thos Ryan

Acting Secretary

Cherokee F.  
N. E. 473.

Washkee, Indian Territory, July 25, 1906.

Gertie Martin,

Adair, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Viola Martin, born November 9, 1904.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:

Cherokee P.

N. B. 473

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, July 27, 1906.

Gurtie Martin,  
Adair, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Viola Martin, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as an applicant for enrollment as a Cherokee freedman under the name of Gurtie Martin. Your name appears throughout the affidavit as to the birth of said child, as Gurtie Martin.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the same as Gurtie Martin. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,



Incl.P-11.  
MMP

Commissioner.

**Cherokee Freedmen**

**N. B. 473**

**Muskogee, Indian Territory, February 18, 1907.**

**Harvey Martin,**

**Adair, Indian Territory.**

**Dear Sir:-**

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying your application for the enrollment of your minor child, Viola Martin, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

**Respectfully,**

**Encl. B-76**

**Commissioner.**

**MLR**

**Register.**

Cherokee Freedmen  
N. B. 473.

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,  
Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Viola Martin as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-77  
BLE

Commissioner.

Muskogee, Indian Territory, February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Viola Martin as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying said application.

Respectfully,

Encl. B-78  
BLB

Commissioner.

Through the Commissioner  
of Indian Affairs.

C O P Y .

Refer in reply to the  
following: Land 1893-1907

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Viola Martin as a Cherokee Freedman, together with the decision of Commissioner Bixby dated February 18, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KEM-Ph.



Y.P.  
W.E.H.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

IRS.  
D.C. 13259-1907.

I. T. D.  
7042, 7044, 7046, 7052, 7060,  
7074, 7076, 7080, 7082, 7084,  
7092, 7094, 7096, 7102, 7120,  
7146, 7150, 7154, 7164, 7166,  
7168, 7170, 7172, 7182, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7292, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7358, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7538,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.

Date of your  
letter of transmittal.

John Wesley Freeman (Freedman),  
Harry N. Curry, et al.,  
Stephen Baldrige (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (intermarriage),

February 18, 1907.  
February 23, 1907.  
February 18, 1907.  
February 16, 1907.  
February 22, 1907.

|                                          |                    |
|------------------------------------------|--------------------|
| Moses Carter (freedman),                 | February 1, 1907.  |
| Hurshel L. Hyde, (by blood),             | February 21, 1907. |
| John W. Goss (intermarriage),            | February 21, 1907. |
| William S. Hutchens (intermarriage),     | February 25, 1907. |
| Mattie Mackey (freedman),                | February 23, 1907. |
| William C. Smith (by blood),             | February 21, 1907. |
| Roy Drum (by blood),                     | February 27, 1907. |
| Loneta Johnson, et al. (by blood),       | February 23, 1907. |
| Cynthia A. Fields, (intermarriage),      | February 23, 1907. |
| Nathaniel Wickliff, (freedman),          | February 16, 1907. |
| Herbert K. Hyde (by blood),              | February 20, 1907. |
| Mollie Hurst (intermarriage),            | February 23, 1907. |
| Mollie C. Collins (intermarriage),       | February 23, 1907. |
| Amanda Brackett (intermarriage),         | February 23, 1907. |
| Fatima Keys (intermarriage),             | February 23, 1907. |
| Levi P. Isbell (intermarriage),          | February 20, 1907. |
| Annie C. Butler (intermarriage),         | February 23, 1907. |
| James K. Bivin (intermarriage),          | February 14, 1907. |
| Laura Ross (freedman),                   | February 23, 1907. |
| Willie Joanna Love, et al. (freedman)    | February 23, 1907. |
| William T. Teague (by blood),            | February 20, 1907. |
| Theodore Jones (freedman),               | February 25, 1907. |
| Viola M. Finwick (freedman),             | February 25, 1907. |
| Wiley Polston, et al., (freedmen),       | February 23, 1907. |
| Pansy Grinnett (freedman),               | February 21, 1907. |
| Alice Harman (intermarriage),            | February 23, 1907. |
| Betty McLaughlin (by blood),             | January 17, 1907.  |
| Loran Alfred Lovett (by blood),          | February 15, 1907. |
| Maudie Skaggs (by blood),                | February 15, 1907. |
| Robert Walker (freedman),                | February 14, 1907. |
| Edward B. Frayser (intermarriage),       | February 16, 1907. |
| Daniel Sitsler, et al., (by blood),      | February 14, 1907. |
| Olla May Mitchell (by blood),            | February 16, 1907. |
| Felix F. Witt (intermarriage),           | February 19, 1907. |
| Preston G. Browning (intermarriage),     | February 23, 1907. |
| Harrison Cecil Smith, et al. (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),    | February 25, 1907. |
| Alberta Sanders, et al., (freedmen),     | February 26, 1907. |
| Sammuel Sanders (freedman),              | February 21, 1907. |
| Peggie Bearpaw (by blood),               | February 25, 1907. |
| Lawrence Graves (freedman),              | February 25, 1907. |
| James Beck (freedman),                   | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),    | February 23, 1907. |
| Charles W. Trent (intermarriage),        | February 25, 1907. |
| John Greese (by blood),                  | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),       | February 25, 1907. |
| David Monroe Mosee (freedman),           | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),        | February 25, 1907. |

|                                        |                    |
|----------------------------------------|--------------------|
| Roseburn Wright (freedman),            | February 14, 1907. |
| Leon & King, et al. (by blood),        | February 14, 1907. |
| Robert Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),          | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),   | February 22, 1907. |
| Sarah A. Trent (intermarriage),        | February 25, 1907. |
| J. B. Amey, et al. (by blood),         | February 25, 1907. |
| Carlyer Vestel (freedman),             | February 25, 1907. |
| Lizzie H. Langley (intermarriage),     | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood) | February 25, 1907. |
| Myrtle Adams (freedman),               | February 25, 1907. |
| Annie Sorensen (as citizens), et al)   | February 25, 1907. |
| Ruby Miller (by blood),                | February 25, 1907. |
| Clarence Jones, et al., (freedman),    | February 25, 1907. |
| John H. Ellis (intermarriage),         | February 25, 1907. |
| Leroy Shields (freedman),              | February 16, 1907. |
| Edmond Durant, et al. (freedman),      | February 25, 1907. |
| Jane Grittenden (intermarriage),       | February 20, 1907. |
| Jesse Bell (freedman),                 | February 23, 1907. |
| Elizabeth S. Leach (intermarriage),    | February 23, 1907. |
| Elsie Mabel Barritt (by blood),        | February 1, 1907.  |
| Elisa Rolston (intermarriage),         | February 7, 1907.  |
| Tom Hayes Vann (freedman),             | February 18, 1907. |
| Willie Lee Hanks, et al. (freedman),   | February 18, 1907. |
| Julia J. Wilkerson (by blood),         | February 21, 1907. |
| Blanch Bane, et al. (by blood),        | February 23, 1907. |
| Martha W. Morgan (intermarriage),      | February 21, 1907. |
| Edker Williams (by blood),             | February 21, 1907. |
| Dee Herren England (by blood),         | February 21, 1907. |
| Mildred Teague (by blood),             | February 18, 1907. |
| Odell Foster (freedman),               | February 23, 1907. |
| Willie Colbert (freedman),             | February 21, 1907. |
| Arthur D. Jackson (by blood),          | February 21, 1907. |
| Eliza J. Huston (intermarriage),       | February 25, 1907. |
| Ottorein Allen (freedman),             | February 18, 1907. |
| Viola Martin (freedman),               | February 18, 1907. |
| Archie Taylor (freedman),              | February 18, 1907. |
| Joseph H. Thompson (intermarriage),    | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.  
W.C.F. 3/4/07.

Cherokee P.  
N. B. 478,

Muskogee, Indian Territory, March 30, 1907.

Harvey Martin,

Adair, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of your minor child, Viola Martin, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. C-70  
LMC

Acting Commissioner.

Cher Fr M 474

Cher Fr M 474

✓

✓

## CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

*Anna Luther Linder*

as a citizen of

*Cherokee* Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 25 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 17 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Anna Luther Pinder born on the 26 day of April 1902  
[Here insert name of child]  
 Name of Father: David Pinder a citizen of the Cherokee Nation.  
 Name of Mother: Nancy Pinder a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman  
 Postoffice: 3011 Broggis Ind. Tr.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Nancy Pinder on oath state that I am 18  
 years of age and a citizen by adoption of the Cherokee Nation;  
 that I am the lawful wife of Sam Pinder who is a citizen, by  
adoption of the Cherokee Nation; that a Female child was  
[Male or Female]  
 born to me on 26 day of April 1902 that said child has been named  
Anna Luther Pinder and was living March 4, 1906.

Nancy Pinder

## WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 16 day of July 1906.Edwin B. Smith

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Anna Fields a Midwife on oath state that I  
 attended on Nancy Pinder wife of Sam Pinder  
 on the 26 day of April 1902 that there was born to her on said date a Female  
[Male or Female]  
 child; that said child was living March 4, 1906, and is said to have been named Anna Luther Pinder

Anna Fields her  
maire

## WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 16 day of July 1906.Edwin B. Smith

Notary Public.

CERTIFICATE OF RECORD.

United States of America, }  
INDIAN TERRITORY, } SS.  
~~Muskogee~~ District.  
Western

I, Robert P. Harrison, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 1 day of Oct. 1902, at 4 P. M., and duly recorded in Book H, Marriage Record, Page 251.

WITNESS my hand and seal of said Court at Muskogee, in said Territory, this 1 day of Oct., A. D. 1902.

R. P. Harrison Clerk.

By R. A. Bayne Deputy.

DEPARTMENT OF THE INTERIOR,

COMMISSION TO THE FIVE CIVILIZED TRIBES.

Muskogee, I. T., July 24, 1907.

I, the undersigned, a Stenographer to the Commission to the Five Civilized Tribes, do hereby certify that the above and foregoing is a true and correct copy of the original offered in evidence in the matter of application for enrollment of Anna Luther Pinder

F. N. B. 474 as a citizen of the Cherokee Nation.

Geo H. Ramsey

Endorsements:

Western Dist. Ind. Ter.  
FILED  
SEP 30 1902  
R. P. Harrison.  
Clerk U. S. Courts.



# MARRIAGE LICENSE.

United States of America, }  
 INDIAN TERRITORY, } ss.  
~~Northern~~ District.  
 Western

No. 271

## To any Person Authorized by Law to Solemnize Marriage—Greeting:

You are hereby commanded to Solemnize the Rite and publish the Bans of Matrimony between Mr. Dan pinder, of Braggs, in the Indian Territory, aged 21 years, and Miss Nancy Burton, of Braggs, in the Indian Territory, aged 17 years, according to law, and do you officially sign and return this license to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this 19 day of September A. D. 1902.

R. P. Harrison,  
 Clerk of the U. S. Court.

By A. Z. English Deputy.

## CERTIFICATE OF MARRIAGE.

United States of America, }  
 INDIAN TERRITORY, } ss.  
~~Northern~~ District.  
 Western

I, W. R. Reynolds, a Minister of the Gospel, Do HEREBY CERTIFY, that on the 21 day of September, A. D. 1902, I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish the Bans of Matrimony between the parties therein named.

WITNESS my hand this 21 day of September A. D. 1902.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District, Book C, Page 38.

W. R. Reynolds  
 A Minister of the Gospel.

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

*Muskogee, Ind. Terr., Feb, 18, 1907.*

In the matter of the application for the enrollment of Anna Luther Pinder as a Cherokee Freedman.

Daniel Pinder being first duly sworn by Walter W. Chappell, a Notary Public, testifies as follows:

By the Commissioner:

- Q State your name? A My name is Daniel Pinder.  
Q Your age? A 25.  
Q Post Office? A Braggs.  
Q You are a Cherokee freedman? A Yes sir.  
Q Are you married? A Yes sir.  
Q What is the name of your wife? A Nancy Pinder.  
Q What was her name prior to her marriage to you? A Nancy Burton.  
Q Are you the father of this applicant, Anna Luther Pinder? A Yes sir.  
Q Is your wife the mother of this child? A Yes sir.  
Q This child living at this time? A Yes sir.  
Q You present here a marriage license issued by R. P. Harrison, Clerk of the U. S. Court of the western district, Indian Territory authorizing the marriage of Dan Pinder to Nancy Burton, and the certificate of W. R. Reynolds, a minister of the gospel, that he united in marriage the above named parties on September 21, 1902. Are you the identical person mentioned in this marriage license as Dan Pinder? A Yes sir.  
Q And is your wife the identical person mentioned therein as Nancy Burton? A Yes sir.  
Q When was this child born? A On the 26th of April, 1903.  
Q In the birth affidavit of this child, filed with the Commissioner July 17, 1906, the date of this child's birth is given as April 26, 1902. Then this is a mistake in the year of its birth is it? A Yes sir. I was in jail when the application was made out and I don't know who made it, but if its 1902 its a mistake.  
Q Then this year of her birth should read 1903 instead of 1902? A Yes sir.  
Q She was born the next spring after your marriage was she? A Yes sir.  
Q This is your child, is it? A Yes sir.

Witness Excused.

Nancy Pinder being duly sworn by W. W. Chappell, a Notary Public, testifies as follows:

By the Commissioner:

- Q State your name? A Nancy Pinder.  
Q Your age? A 20 years.  
Q Post Office? A Braggs.  
Q Are you married? A Yes sir.  
Q Give the name of your husband? A Daniel Pinder.  
Q Are you and he the mother and father of this applicant, Anna Luther Pinder? A Yes sir.  
Q Are you and Daniel Pinder married? A Yes sir.  
Q There is presented to the Commissioner a marriage license and

issued by R. P. Harrison, Clerk of the U.S. Court for the Western district of the I.T., authorizing the marriage of Dan Pinder and Nancy Burton, and a certificate of W. R. Reynolds, a minister of the gospel, that he did, on September 21, 1902, unite in marriage the above named parties. Is Daniel Pinder the identical person mentioned therein as Dan Pinder? A Yes sir.

Q And you are the identical person mentioned therein as Nancy Burton? A Yes sir.

Q When was this child, Anna Luther, born? A The 26th day of April, 1903.

Q In the birth affidavit filed in this office on July 17, 1906, the date of said child's birth is given as April 26, 1902? A It is a mistake.

Q This is a mistake and should be 1903 should it? A Yes sir.

Q You don't know how that mistake happened do you? A No sir, unless the notary publican didn't ask me what year she was born when he was making out the application.

Q You are sure, tho, that it was born in 1903? A Yes sir.

Q This child was born since your marriage to Daniel Pinder? A Yes sir.

Q Is the child still living? A Yes sir.

Q Is Daniel Pinder the father of this child? A Yes sir.

Witness Excused.

I, Cora E. Glendenning, a stenographer to the Commissioner to the Five Civilized Tribes, on oath state that I reported the proceedings in the above entitled cause, and that the foregoing is a true and correct transcript of my stenographic notes therein.

*Cora E. Glendenning.*

Subscribed and sworn to before me this 18th day of February, 1907.

*Frances Hume*  
Notary Public.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Anna Luther Pinder as a Cherokee freedman.

D E C I S I O N .

THE RECORDS OF THIS OFFICE SHOW: That on July 17, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Anna Luther Pinder, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137). Further proceedings in the matter of said application were had at Muskogee, Indian Territory, February 18, 1907.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Anna Luther Pinder, is the minor child of one Daniel Pinder, a regularly enrolled Cherokee freedman, and Nancy Pinder, a non citizen of the Cherokee Nation, who were united in marriage in the year 1902; that the said Anna Luther Pinder was born to them in lawful wedlock April 26, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS THEREFORE ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Anna Luther Pinder is entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly granted.



Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 23 1907.

Cherokee P.  
H. B. 474.

Muskogee, Indian Territory, July 25, 1906.

Nancy Pinder,

Braggs, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Anna Luther Pinder, born April 26, 1902.

Respectfully,

Commissioner.

LMC

Cherokee.

N. B. 474

Muskogee, Indian Territory, July 27, 1906.

Daniel Pinder,

Braggs, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Anna Luther Pinder, as a Cherokee freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

MMP

INDEXED

|                           |             |
|---------------------------|-------------|
| COMMISSIONER TO THE CHIEF |             |
| No.                       | Received    |
| 5587                      | JAN 29 1907 |

Pendet, Dan,  
Braggs, I. T.,  
Cherokee Nation,  
Jan. 29, 1907.

Asks what kind of witnesses  
will be needed in his case.

Bragg & Co. Ind.

Jan 29 - 1857

Mr. James Dix

Dear Sir I received your  
favorable letter and am not  
surprised that it is with  
you would let me know  
of the kind of witness I will need  
in my case. I am at the  
present time and can  
get over there just as soon  
as you let me know what  
kind of witness I will  
need I will be with you  
- Being your truly

Wm. Bragg



Form No. 2.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED  
24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

January 28, 1907

190

To Daniel Pinder (Colored)

Briggs, Indian Territory.

Documentary evidence or testimony of witnesses as to your  
marriage necessary to complete enrollment of your child.

Produce same immediately.

O B G R Paid.

~~NIXBY~~

Commissioner

READ THE NOTICE AND AGREEMENT ON BACK.

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**INCORPORATED**  
**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory, January 31, 1907

Daniel Pinder (Colored)

Braggs, Indian Territory.

Replying to your letter you must produce immediately your marriage  
license of testimony of witnesses as to your marriage to complete  
enrollment of your child.

O B G R Paid

BIXBY

Commissioner

**READ THE NOTICE AND AGREEMENT ON BACK.**

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

|                |             |                      |
|----------------|-------------|----------------------|
| Receiver's No. | Time Filled | Check                |
|                |             | Cherokee F.V.D. 474. |

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory, February 18, 1907

Daniel Pinder (Colored)  
Braggs, Indian Territory.

Replying to your letter you must produce immediately marriage  
license or testimony of witnesses concerning your marriage to  
complete enrollment of your child.

RIBBY,

O. C. A. Aid.

Commissioner.

READ THE NOTICE AND AGREEMENT ON BACK.

Cherokee F.N.B.  
474.

Muskogee, Indian Territory, February 15, 1907.

Special.

Daniel Pinder (Colored)

Braggs, Indian Territory.

Dear Sir:

There has been this day sent you, by the Commissioner,  
the following telegram:

"Replying to your letter you must produce immediately  
marriage license or testimony of witnesses concerning your  
marriage to complete enrollment of your child."

The Act of Congress approved April 26, 1906, provides  
that the Secretary of the Interior shall have no jurisdiction to  
approve the enrollment of any person as a citizen of the Cherokee  
Nation after March 4, 1907. This matter, therefore, demands  
your immediate attention.

Respectfully,

ERC.

Commissioner.

Cherokee F.H.B.

474

COPY

Muskogee, Indian Territory, February 23, 1907.

Daniel Pinder,

Briggs, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, granting the application for the enrollment of your child Anna Luther Pinder, as a Cherokee freedman.

You will be advised when the name of your said child has been placed upon a schedule of Cherokee freedmen and approved by the Secretary of the Interior.

Respectfully,

SIGNED: JAMES S. JONES

Commissioner.

Encl.A-85

RA

Cherokee F.N.B.

474

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, granting the application for the enrollment of Anna Luther Pinder, as a Cherokee freedman.

Respectfully,

SIGNED *Game 534.37*

Commissioner.

Encl.A-86  
RA

Cherokee P.N.B.  
474

Muskogee, Indian Territory, February 23, 1907.

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of your decision enrolling Anna Luther Pinder as a Cherokee freedman. Time for protesting said decision is waived, and I consent that said person may be placed upon the schedule immediately.

Respectfully,

*J. V. V. Hutchins*

Attorney for Cherokee Nation.

2321-1907  
F N B 474

Mankegee, Indian Territory, July 25, 1907.

Dan Pinder,

Braggs, Indian Territory.

Dear Sir:

Further replying to your letter of July 18, 1907,  
there is inclosed herewith marriage license and certificate  
showing the marriage of Dan Pinder to Miss Nancy Burton on  
September 21, 1902.

Respectfully,

Incl. GL-2.  
GHL

Commissioner.



Cher Fr M 475

Cher Fr M 475

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Gertrude Starr*

as a citizen of

*Cherokee*

Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 25 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 16 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Gertrude Starr, born on the 21 day of December, 1903.  
(Here insert name of child)  
Name of Father: William Starr, a citizen of the United States Nation.  
Name of Mother: Florence Starr, a citizen of the Cherokee Nation.  
Tribal enrollment of father: ..... Tribal enrollment of mother: 595.  
Postoffice: Uran & S.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Florence E. Starr, on oath state that I am 35 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of William Starr, who is a citizen, by adoption of the United States Nation; that a Female child was born to me on 21 day of December, 1903; that said child has been named Gertrude Starr and was living March 4, 1906.

Florence E. Starr

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 14 day of July, 1906.

J. R. Mayfield

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Julia Huff, a midwife, on oath state that I attended on Florence Starr, wife of William Starr, on the 21 day of Dec, 1903; that there was born to her on said date a Female child; that said child was living March 4, 1906, and is said to have been named Gertrude Starr.

Julia Huff  
mark

WITNESSES TO MARK:

[Must be Two Witnesses]

Anna Reed  
John A. Brown

Subscribed and sworn to before me this 14 day of July, 1906.

J. R. Mayfield

Notary Public.

*see*

100

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

Gertrude Starr

as a citizen of

Nation.

*EM*

Approved

190...

Commissioner.

COMMISSIONER OF THE GENERAL LAND OFFICE

**FILED**

1906

*[Signature]*

COMMISSIONER

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation.  
of Gertrude Starr born on the 21 day of December 1903  
[Here insert name of child]  
Name of Father: William Starr a citizen of the United States Nation.  
Name of Mother: Florence Starr a citizen of the Cherokee Nation.  
Tribal enrollment of father: Tribal enrollment of mother #595  
Postoffice: Vian, I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Florence Starr, on oath state that I am thirty five  
years of age and a citizen by adoption, of the Cherokee Nation;  
that I am the lawful wife of William Starr, who is a citizen, by  
of the United States Nation; that a female child was  
[Male or Female]  
born to me on 21 day of December 1903; that said child has been named  
Gertrude Starr and was living March 4, 1906.

Florence Starr

## WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 4 day of Aug 1906.

J R Mayfield

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Northern District.

I, Julia Huff, a midwife, on oath state that I  
attended on Florence Starr, wife of William Starr  
on the 21 day of December 1903; that there was born to her on said date a female  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named  
Gertrude Starr

## WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 4 day of Aug 1906.

Julia Huff  
Becky Dwyer  
Jack Young  
J R Mayfield

Notary Public.

Cherokee F.  
H. B. 475.

Muskogee, Indian Territory, July 26, 1906.

Florence H. Starr,

Vian, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Gertrude Starr, born December 21, 1903.

Respectfully,

Commissioner.

LMC

REFER IN REPLY TO THE FOLLOWING:

Cherokee F

N. B. 475

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 27, 1906.

Florence Starr,  
Vian, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Gertrude Starr, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Florence Starr. Your name appears throughout the affidavit as to the birth of said child, as Florence F. Starr.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the same as Florence Starr. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl. P-10  
MMP

Commissioner.





Cher Fr M 476

Cher Fr M 476

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

..... Eugene Snaden .....

as a citizen of

..... Cherokee ..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior,  
Commissioner to the Five Civil

FILED

Jul 25, 1906

TAMS BIXBY  
Commissioner

RECEIVED

Jul, 16, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Eugene Snaden....., born on the 12 day of Oct.....1903.  
(Here insert name of child)  
Name of Father: Alf. Snaden..... a citizen of the.....Cherokee.....Nation.  
Name of Mother: Luella Snaden..... a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father: U.S...... Tribal enrollment of mother: Freedman.....  
Postoffice: Wimer, I. T......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

.....Northern..... District. }

I, .....Luella Snaden..... on oath state that I am.....23.....  
years of age and a citizen by freedman..... of the.....Cherokee..... Nation;  
that I am the lawful wife of.....Alf. Snaden....., who is a citizen, by  
.....United..... of the.....States..... Nation; that a Male..... child was  
(Male or Female)  
born to me on.....12..... day of.....Oct.....1903.; that said child has been named  
.....Eugene Snaden..... and was living March 4, 1906.

.....Luella Snaden.....

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
.....

Subscribed and sworn to before me this.....11..... day of.....July..... 1906.  
My Com Exps. 11 Sept. 1909.

(SEAL)

.....W. T. Graham.....  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

.....Northern..... District. }

I, .....Susan Hudson....., a.....mid-wife....., on oath state that I  
attended on .....Lula Snaden....., wife of.....Alf. Snaden.....  
on the.....12..... day of.....Oct.....1903.; that there was born to her on said date a.....male.....  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named.....Eugene Snaden.....

.....  
her  
.....Susan X Hudson.....  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { .....W. T. Graham.....  
.....Jim Burney.....

Subscribed and sworn to before me this.....11..... day of.....July..... 1906.

(SEAL)

.....W. T. Graham.....  
Notary Public.  
My Com. Exps. 11 Sept 1909.

CHEROKEE FREEDMAN

189

476

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Lucinda Snaden.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior  
Commissioner to the Five Civil

Filed July 25, 1906

TAMS BIXBY  
Commissioner.

RECEIVED

Jul 16, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee... Nation,  
of ... Lucinda Snaden ..., born on the 9... day of ... July... 1905.  
[Here insert name of child]  
Name of Father: ... Alf Snaden ... a citizen of the ... U.S. ... Nation.  
Name of Mother: ... Luella Snaden ... a citizen of the ... Cherokee ... Nation.  
Tribal enrollment of father: U.S. ... Tribal enrollment of mother: ... Freedman ...  
Postoffice: ... Wimer, I. T. ...

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern ... District. }

I, ... Luella Snaden ... on oath state that I am ... 23 ...  
years of age and a citizen by ... Freedman ... of the ... Cherokee ... Nation;  
that I am the lawful wife of ... Alf Snaden ..., who is a citizen, by  
... of the ... U. S. ... Nation; that a female ... child was  
[Male or Female]  
born to me on ... 9 ... day of ... July ... 1905.; that said child has been named  
... Lucinda Snaden ... and was living March 4, 1906.

(SEAL)

Luella Snaden

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this ... 11 ... day of ... July ... 1906.

My Com Exps 11 Sept, 1909.

W. T. Graham

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern ... District. }

I, ... Susan Hudson ..., a ... Mid Wife ..., on oath state that I  
attended on ... Luella Snaden ... wife of ... Alf Snaden ...  
on the ... 9 ... day of ... July ... 1905.; that there was born to her on said date a female ...  
[Male or Female]  
child; that said child was living March 4, 1906, and as said to have been named ... Lucinda Snaden ...

her

Susan X Hudson

mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]

W. T. Graham

Jim Burney

Subscribed and sworn to before me this ... 11 ... day of ... July ... 1906.

(SEAL)

My Com Exps 11 Sept 1909.

W. T. Graham

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Eugene Snaden and Lucinda Snaden as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 16, 1906, applications were received at this office for the enrollment of as minor freedmen citizens of the Cherokee Nation of Eugene and Lucinda Snaden under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Eugene and Lucinda Snaden are the minor children of one Alf Snaden a non-citizen of the Cherokee Nation and Luella Snaden an alleged Cherokee freedman, and possess no right to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on November 5, 1904, the application for the enrollment of the said Luella Snaden as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, and its action was on June 23, 1906 (I.T.D. 7698-1906), approved by the Secretary of the Interior; that on August 20, 1906, a motion for rehearing was filed in said case, and that on January 24, 1907 (I.T.D. 1352-1907), said motion was denied by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Eugene Snaden and Lucinda Snaden are not entitled to enrollment as Cherokee freedmen and their applications for enrollment as such are accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 23 1907

Cherokee P.  
N. B. 476.

Muskogee, Indian Territory, July 25, 1906.

Luella Snaden,

Wimer, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation  
of Lucinda Snaden, born July 9, 1905, and Eugene Snaden,  
born October 12, 1903.

Respectfully,

Commissioner.

LMC

Cherokee F  
N.B. 476.

Muskogee, Indian Territory, February 23, 1907.

Alf Snaden,

Wimer, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, denying the applications for the enrollment of your children Eugene and Lucinda Snaden as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. HJ-11.  
HJC

Commissioner.

Register.



Cherokee F.  
N.B. 476.

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, denying the application for the enrollment of Eugene and Lucinda Snaden as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. HJ)12.  
HJC

Commissioner.

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Eugene and Lucinda Snaden, under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), as Cherokee freedmen, together with the decision of the Commissioner, dated February 23, 1907, denying said application.

Respectfully,

Encl. HJ-13.  
HJD

Commissioner

Through the Commissioner.  
of Indian Affairs.

LAND.  
19614-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

COPY

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Bixby, dated February 23, 1907, transmitting the record relative to the application of Eugene and Lucinda Snaden, for enrollment as Cherokee freedmen, including the decision of the Commissioner dated February 23, 1907, adverse to the applicants.

The decision of the Commissioner has been examined and found to be correct, and it is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

HRD-LC

D.C. 12249-1297

J.P.  
O.K.

DEPARTMENT OF THE INTERIOR,

LRS

WASHINGTON,

I.T.D.

7026, 7038, 7072, 7088-07  
7114, 7124, 7130, 7132-07  
7134, 7136, 7138, 7140-07  
7142, 7152, 7156, 7160-07  
7162, 7174, 7176, 7180-07  
7182, 7190, 7192, 7200-07  
7206, 7216, 7218, 7224-07  
7228, 7296, 7320, 7348-07  
7364, 7368-07

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed.

Title of Case.

Date of Your  
Letter of Transmittal.

|                                       |                   |
|---------------------------------------|-------------------|
| Sarah E. Sheek,                       | February 23, 1907 |
| Vernon G. Huddleston (Freedman),      | February 14, 1907 |
| Edward T. Roberts (intermarried),     | February 23, 1907 |
| Lillie Moffett Dodson,                | February 23, 1907 |
| Eugene and Lucinda Snaden (Freedmen), | February 23, 1907 |
| Sarah C. Brackett, (intermarried),    | February 23, 1907 |
| Andrus E. and Robert Leroy Stiles,    | February 10, 1907 |
| Leone and Margree Ginter (Freedmen),  | February 23, 1907 |
| Lydia V. Banks (Freedman),            | February 23, 1907 |
| Elisa and Mama Benton (Freedmen),     | February 21, 1907 |
| Butler Franklin Stevenson,            | February 21, 1907 |
| Charlie M. Blackwell (Freedman),      | February 23, 1907 |
| Sam Bane et al.,                      | February 23, 1907 |
| Emeline Weaver, (intermarried),       | February 23, 1907 |
| John P. Scruggs, (intermarried),      | February 23, 1907 |
| Sarah E. Parks, (intermarried),       | February 20, 1907 |

**Title of Case.**

**Date of New  
Letter of Transmittal.**

|                                           |                    |
|-------------------------------------------|--------------------|
| Isabelle Tidwell, (interviewed),          | February 21, 1907. |
| John Wilkerson, (interviewed),            | February 20, 1907. |
| Jennie Mackay (Freedman),                 | February 11, 1907. |
| Lucy Antoine, (interviewed),              | February 25, 1907. |
| Mary E. Bible, (interviewed),             | February 1, 1907.  |
| Georgia Mackay (Freedman),                | February 14, 1907. |
| Nicholas Landrum, Jr. (Freedman),         | February 23, 1907. |
| Oliver and Cordelia A. Fields (Freedman), | February 23, 1907. |
| Josephine Harris (Freedman),              | February 25, 1907. |
| John E. Kildebrand,                       | February 23, 1907. |
| Oscar L. Applbaum,                        | February 20, 1907. |
| Mary A. J. Vixen,                         | February 23, 1907. |
| Seraldine Montgomery (Freedman),          | February 23, 1907. |
| Martha Tidwell,                           | February 23, 1907. |
| Billy L. Brown, (interviewed),            | February 2, 1907.  |
| Sallie Fourkiller,                        | February 25, 1907. |
| Mary Harris et al., (Freedman),           | February 12, 1907. |
| Elias J. Baumhofer et al.,                | February 25, 1907. |

A copy heretof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) R. A. Hitchcock,

Secretary.

34 inc. and 68 inc.  
for Indian Office.

Cherokee F.  
K. B. 476.

Muskogee, Indian Territory, March 29, 1907.

- Alf Snaden,

Wimer, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your children, Eugene and Lucinda Snaden, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. C-29  
LMC

*D. Rodgers*  
Acting Commissioner.

Cherokee  
B-113 et al.

Muskogee, Indian Territory, March 29, 1907.

W. V. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

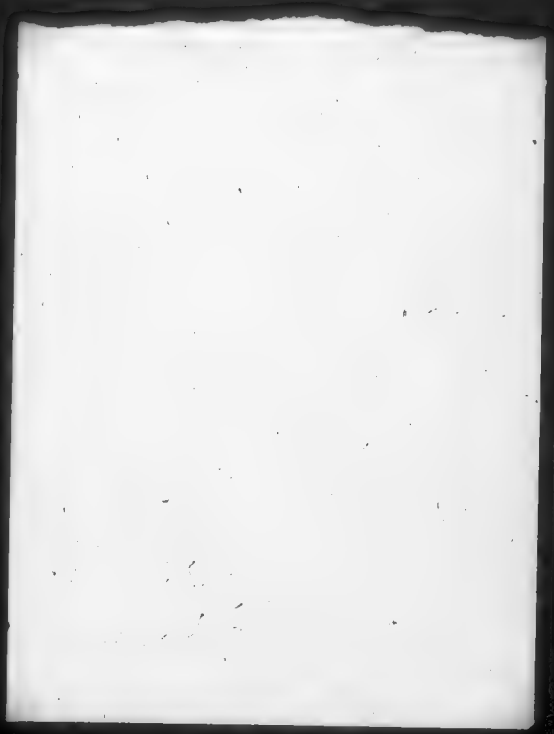
You are hereby advised that the decisions of the Commissioner to the Five Civilized Tribes, rejecting the applications for the enrollment of Sarah E. Shock, et al., as citizens of the Cherokee Nation, were affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. B-44  
LMS

*E. B. B. B.*  
Acting Commissioner.





Cher Fr M 477

Cher Fr M 477

*pc*  
CHEROKEE FREEDMAN

477

199

IN RE  
Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Lyle Thompson*

as a citizen of

*Cherokee*

Nation.

*C. P.*  
Approved JAN 1907

190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 17 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Clyde Thompson born on the 15 day of Nov 1903  
(Here insert name of child)  
Name of Father: Henry Thompson a citizen of the Cherokee Nation.  
Name of Mother: Lucinda Thompson a citizen of the Cherokee Nation.  
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman  
Postoffice: 744 Bragg Ind. Ter. 748

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lucinda Thompson, on oath state that I am 28  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Henry Thompson, who is a citizen, by  
adoption of the Cherokee Nation; that a Male child was  
(Male or Female)  
born to me on 15 day of November 1903, that said child has been named  
Clyde Thompson and was living March 4, 1906.

Lucinda Thompson <sup>her</sup> <sub>mark</sub>

WITNESSES TO MARK:

[Must be Two Witnesses] { J. B. Marlow  
Henry A. Gault

Subscribed and sworn to before me this 16 day of July 1906.

Edwin B. Smith

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Anna Fields, a Midwife, on oath state that I  
attended on Lucinda Thompson wife of Henry Thompson  
on the 15 day of Nov 1903; that there was born to her on said date a Male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named

Clyde Thompson

Anna Fields <sup>her</sup> <sub>mark</sub>

WITNESSES TO MARK:

[Must be Two Witnesses] { J. B. Marlow  
Henry A. Gault

Subscribed and sworn to before me this 16

day of July 1906.

Edwin B. Smith

Notary Public.

Cherokee F.  
N. B. 477.

Muskogee, Indian Territory, July 25, 1906.

Henry Thompson,  
Braggs, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Clyde Thompson, born November 15, 1903.

Respectfully,

Commissioner.

LMC

Cher Fr M 478

Cher Fr M 478

7 478

199

IN RE  
Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 28, 1906.

*Maria Mayfield*.....  
as a citizen of  
CHEROKEE Nation.

Approved..... 190.....

Commissioner.

FILED  
JUN 4 - 1906

RECORDED  
MAY 18 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Maria Mayfield, born on the 24 day of May, 1904  
[Here insert name of child]  
Name of Father: E. M. Mayfield a citizen of the Cherokee Nation.  
Name of Mother: Jocanna Mayfield a citizen of the Cherokee Nation.  
Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee #369  
Postoffice: Big Cabin, D.T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Jocanna Mayfield on oath state that I am Thirty  
years of age and a citizen by birth of the Cherokee Nation;  
that I am the lawful wife of E. M. Mayfield, who is a citizen, by  
blood of the Cherokee Nation; that a Female child was  
born to me on 24<sup>th</sup> day of May, 1904; that said child has been named  
Maria Mayfield and was living March 4, 1906.

Jocanna Mayfield

WITNESSES TO MARK:

[Must be Two  
Witnesses]

J. L. Landwehr  
R. M. Edwards

Subscribed and sworn to before me this 16<sup>th</sup> day of May, 1906.

Wills Herzog

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Sallie Mayfield, a midwife, on oath state that I  
attended on Jocanna Mayfield wife of E. M. Mayfield  
on the 24<sup>th</sup> day of May, 1904; that there was born to her on said date a Female  
child; that said child was living March 4, 1906, and is said to have been named Maria Mayfield.

Sallie Mayfield  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]

J. L. Landwehr  
R. M. Edwards

Subscribed and sworn to before me this 16<sup>th</sup> day of May, 1906.

Wills Herzog

Notary Public.

*gca*

189

*5-4-15*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 20, 1906.

*Marial Mayfield*

as a citizen of

*Cherokee*

Nation.

*WCB*

Approved

190...

Commissioner.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

*[Signature]*



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Maria Mayfield, born on the 24th day of May, 1904.  
[Here insert name of child]  
Name of Father: E. M. Mayfield, a citizen of the United States Nation.  
Name of Mother: Joana Mayfield, a citizen of the Cherokee Nation.  
Tribal enrollment of father: ..... Tribal enrollment of mother: P 369  
Postoffice: Big Cabin, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District District. }

I, Joana Mayfield, on oath state that I am 30  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of E. M. Mayfield, who is a citizen, by  
..... United States ..... that a female child was  
born to me on 24th day of May, 1904; that said child has been named  
Maria Mayfield, and was living March 4, 1906.

Joana Mayfield

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this 20th day of August, 1906.

Robert E. Lee  
Notary Public.

My commission expires May 7-1910.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Sallie Mayfield, a Mid-wife, on oath state that I  
attended on Joana Mayfield, wife of E. M. Mayfield  
on the 24th day of May, 1904; that there was born to her on said date a female  
child; that said child was living March 4, 1906, and is said to have been named Maria Mayfield.

Sallie Mayfield  
her mark

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this 1st day of Oct, 1906.

V. L. Hark  
Notary Public.

Cherokee Freedman.  
N. B. 2750.

478

Muskogee, Indian Territory, May 23, 1906.

Joeanna Mayfield,

Big Cabin, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of application for  
enrollment as a citizen of the Cherokee Nation of Maria Mayfield,  
born May 24, 1904.

Respectfully,

Acting Commissioner.

LC

REFER IN REPLY TO THE FOLLOWING:  
Cherokee N.B. 1756.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, June 12, 1906.

Joeanna Mayfield,  
Big Cabin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Maria Mayfield, as a citizen of the Cherokee Nation, you are advised that from the information contained in the affidavit as to birth of said child, this office is unable to identify either you or your husband as applicants for enrollment as citizens of the Cherokee Nation.

You are directed to advise this office by return mail, under what names application was made for the enrollment of yourself and your husband, your ages, the names of your parents, and any members of your families with whom you were enrolled.

You are also directed to forward to the office by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's father.

You are requested to return this letter with your reply.

Respectfully,

M.A.

Commissioner,

D. C. 25101

Big Cabin

June 20, 1906.

Com to the five Civilized Tribes.

Sirs enclosed please find part of marriage certificate of Johnana Shepherd and Embrey Mayfield . As to our names you will find on Cherokee Rolls Johnana Shepherd before marriage to Embrey Mayfield who is an adopted citizen. My parents -names are Wash Shepard and Lydia Shepard My age is 30 yr last may and My husband is about 45 yrs. My Sisters names are Mary and Mariah Shepard. My brother name is Curtis Shepard that is the way our names appear on the eighty roll. I have no license but send the marriage certificate you will find our names on the Cherokee Freedman Roll. It was a mistake in the Notary and put our names down as Cherokees by blood.

Respectfully,

Joeanna Mayfield

P.S. My name on the Eighty-Roll is Johnana Shepard but the Comission has it Joeanna Mayfield.

J. Mayfield.

Cherokee Freedmen  
H.B. 478

Muskogee, Indian Territory, July 27, 1906.

Joana Mayfield,  
Big Cabin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Maria Mayfield, as a Cherokee Freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee Freedman, under the name of Joana Mayfield. Your name appears throughout the affidavit as to said child's birth as Joeanna Mayfield. You are also advised that in the caption of the affidavit and in your affidavit as to said child's birth, the date of birth is given as May 24, 1904, while in the affidavit of the mid-wife in attendance at the birth of said child, the date is given as May 24, 1906.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, your name to appear throughout said affidavit as Joana Mayfield, and the correct date of birth of said child to appear throughout. This matter should receive your immediate attention.

Cherokee Freedmen  
H.B. 478.

You are requested to return this letter with the  
affidavit.

Respectfully,

Encl. H.J.-141.  
H.J.C.

Commissioner.

Cherokee Freedmen  
H.B.478

Muskogee, Indian Territory, August 2, 1906.

Joana Mayfield,

Big Cabin, Indian Territory.

Dear Madam:

There is returned herewith the marriage certificate  
transmitted with your letter of June 20.

Respectfully,

Encl.H.J.-166.  
H.J.C.

Commissioner.

Mother Name

Joana on final roll



Cher Fr M 479

Cher Fr M 479

Fn B

479

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**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

.....Robert L. Alberty.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior

Commissioner to the Five Civilized Tribes

Filed

July 26, 1906.

Tams Bixby, Commissioner.

Received

July 19, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Robert L. Alberty, born on the 8th day of January, 1904.  
[Here insert name of child]  
Name of Father: Alexander Alberty a citizen of the Cherokee Nation.  
Name of Mother: Lizzie Alberty a citizen of the United States Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: \_\_\_\_\_  
Postoffice: Chouteau, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Lizzie Alberty, on oath state that I am 25  
years of age and a citizen by \_\_\_\_\_ of the United States Nation;  
that I am the lawful wife of Alexander Alberty, who is a citizen, by  
adoption of the Cherokee Nation; that a male child was  
born to me on 8 day of January, 1904; that said child has been named  
Robert L. Alberty, and was living March 4, 1906.

(Signed) Lizzie Alberty

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 18 day of July, 1906.

(Signed) Will A. Crockett

My Com. Expires Dec. 9, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Martha Phillips, a Midwife, on oath state that I  
attended on Lizzie Alberty, wife of Alexander Alberty  
on the 8 day of January, 1904; that there was born to her on said date a Male  
child; that said child was living March 4, 1906, and is said to have been named Robert L. Alberty.

(Signed) Martha Phillips her  
mark

WITNESSES TO MARK:

William Phillips

[Must be Two  
Witnesses]

Reed Wilson

Subscribed and sworn to before me this 18 day of July, 1906.

(Signed) Will A. Crockett

Notary Public.

---

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

.....Anderson-Alberty.....

as a citizen of

.....Cherokee..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior

Commissioner to the Five Civilized Tribes

Filed

July 26, 1906.

Tams Bixby,

Commissioner

Received

July 19, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Anderson Alberty, born on the 29 day of November, 1905.  
[Here insert name of child]  
Name of Father: Alexander Alberty a citizen of the Cherokee Nation.  
Name of Mother: Lizzie Alberty a citizen of the United States Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: \_\_\_\_\_  
Postoffice: Chouteau, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Lizzie Alberty, on oath state that I am 25  
years of age and a citizen by \_\_\_\_\_ of the United States Nation;  
that I am the lawful wife of Alexander Alberty, who is a citizen, by  
adoption of the Cherokee Nation; that a Male child was  
born to me on 29th day of November, 1905; that said child has been named  
Anderson Alberty, and was living March 4, 1906.

(Signed) Lizzie Alberty

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 18 day of July, 1906.

(Signed) Will A. Crockett

Notary Public.

My Com. Expires Dec. 9, 1906.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Cynthia Butler, a Midwife, on oath state that I  
attended on Lizzie Alberty, wife of Alexander Alberty  
on the 29 day of November, 1905; that there was born to her on said date a Male  
child; that said child was living March 4, 1906, and is said to have been named Anderson Alberty.

(Signed) Cynthia Butler

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 18 day of July, 1906.

(Signed) Will A. Crockett

Notary Public.

-COPY-

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Alexander Alberty, et al., as Cherokee Freedmen, consolidating the applications for the enrollment of:

Alexander Alberty.....Cherokee Freedman R 707 (D 287)  
Joanna Cook.....Cherokee Freedman R 708 (D 328)

D E C I S I O N  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That applications for enrollment as Cherokee freedmen were made to the Commission to the Five Civilized Tribes by Alexander Alberty for himself and wife, Lissie Alberty, the application for the enrollment of the said Lissie Alberty has heretofore been disposed of and her right to enrollment will not be considered in this decision, and by Joanna Cook for herself. The records further show that on March 5, 1904, the Commission to the Five Civilized Tribes consolidated the applications for the enrollment of Jim Alberty, et al., Cherokee freedmen D 287, now R 567, James Alberty, Jr., Cherokee freedman D 328, now R 578, Alexander Alberty, Cherokee freedman D 744, now R 707, and Joanna Cook, Cherokee freedman D 745, now R 708, and rendered its decision herein, denying all the applicants the right to enrollment as Cherokee freedmen, and that said decision was duly forwarded the Department for review and decision. Thereafter on January 26, 1905 (I.T.D. 6050-04, 9687-04, 9871-04), the Department "owing to the unsatisfactory condition of the record" returned said case to this office with instructions to secure, if possible, "positive and satisfactory evidence upon which the Department would be justified in rendering a decision." Further proceedings in the matter of said applications were had at Muskogee, Indian Territory, March 9, 1905. The records further show that on May 18, 1905, the Commission to the Five Civilized Tribes again rendered its decision herein, denying all all of said applicants the right to enrollment as Cherokee freedmen, which decision was on August 5, 1905 (I.T.D. 7676-05) duly approved by the Department. Thereafter on September 8, 1906 (I.T.D. 15384-06), a motion to reopen said case insofar as it denied the application for the enrollment of Alexander Alberty and Joanna Cook as Cherokee freedmen, for the purpose of giving said applicants an opportunity to establish their right to enrollment as Cherokee freedmen, as descendants of their mother, one Charity Alberty, having been filed with the Department, the Department

rescinded its decision of August 5, 1905, insofar as it affected the applicants, Alexander Alberty and Joanna Cook, and returned their case to this office for further hearing and readjudication. Further proceedings in the matter of said applications were had before the Commissioner to the Five Civilized Tribes at Muskogee and Vinita, Indian Territory, on November 8 and 9, 1906. A copy of the testimony taken at Muskogee, Indian Territory, on November 16, 1905, in the matter of the application for the enrollment of Andy Rider as a Cherokee freedman, is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That the applicants, Alexander Alberty and Joanna Cook, were born since 1866, and are descendants of Jim and Charity Alberty, and that it has been found by the Department in its decision rendered August 5, 1905, (I.T.D.7676-05), that said applicants possess no right to enrollment as Cherokee freedmen as descendants of the said Jim Alberty. The evidence further shows that the said Charity Alberty was the slave of a Cherokee citizen at the commencement of the war of the rebellion; that during the progress of said rebellion she left the Cherokee Nation and after ample opportunity having been afforded said applicants to establish by satisfactory evidence that their mother, the said Charity Alberty, was an actual personal bona fide resident of the Cherokee Nation within the time specified in the decree of the Court of Claims rendered February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. the Cherokee Nation, et al., for the return of freedmen to said Nation as provided by Section three of the Act of Congress approved April 26, 1906, (34 Stat. 137), they have failed to do so, hence the right of said applicants to enrollment as descendants of the said Charity Alberty comes within the rulings of the Department in the cases of Eliza Bryant, et al. (I.T.D.544-04), Ed Williams (I.T.D.4230-04), William Rector (I.T.D.1468-04), Minnie Duncan, et al. (I.T.D.1470-04), Samantha Chambers (I.T.D.2296-04), Moses Ross (I.T.D.6056-04), Jane Looney, et al. (I.T.D.6410, 12688-04), Florence Bratcher (I.T.D.12692-04) and Frankie Grimmett (I.T.D. 17902-1905). Neither of said applicants can be identified on the Cherokee authenticated tribal roll of 1880.

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section twenty-one of the Act of Congress approved June 28, 1898 (30 Stat.495), Alexander Alberty and Joanna Cook are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.

(Signed) Tams Bixby.  
Commissioner.

Dated at Muskogee, Indian Territory,  
this JAN 8 1907.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Robert L. Alberty and Anderson Alberty, as Cherokee freedmen.

DECISION  
-----

THE RECORDS OF THIS OFFICE SHOW: That on July 19, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation of Robert L. and Anderson Alberty, under the provisions of Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Robert L. and Anderson Alberty, who were born January 8, 1904 and November 29, 1905, respectively, and were living March 4, 1906, are the minor children of Alexander Alberty and Lizzie Alberty, alleged Cherokee freedmen and possess no rights to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on January 8, 1907, the application for the enrollment of the said Alexander Alberty, as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes and his decision was on said date forwarded to the Department for review. It is further shown that on November 24, 1905, application for the enrollment of the said Lizzie Alberty as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes and his decision was on January 26, 1906, (I.T.D. 812-1906), approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Robert L. and Anderson Alberty are not entitled to enrollment as Cherokee freedmen and their applications for enrollment as such are accordingly denied.

  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 22 1907



Cherokee  
N. B. 479.

Muskogee, Indian Territory, July 25, 1906.

Alexander Alberty,  
Chouteau, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Robert L. Alberty, born January 8, 1904, and Anderson  
Alberty, born November 29, 1905.

Respectfully,

Commissioner.

LMC



Cherokee F.  
H.B.479

COPY

Muskogee, Indian Territory, February 23, 1907

Alexander Alberty,  
Choteau, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the applications for the enrollment of your children, Robert L. and Anderson Alberty, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

respectfully,

SIGNED *John H. Johnston*  
Commissioner.

Encl.H-7  
JMH

Register.

Cherokee F.  
H.B. 479

COPY

Muskogee, Indian Territory, February 23, 1907.

V. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of Robert L. and Anderson Alberty as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED

Commissioner.

Encl. H-8  
JMH

COPY

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the applications for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. 137), of Robert L. and Anderson Alberty as Cherokee freedmen, together with the decision of the Commissioner, dated February 23, 1907, denying said applications.

Respectfully,

SIGNED *Tams B. ...*  
Commissioner.

Encl. H-9  
JMH

Through the Commissioner  
of Indian Affairs.

(COPY)

Refer in reply to the following:

Land  
19608-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907:

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Bixby, dated February 23, 1907, relative to the application for the enrollment of Robert L., and Anderson Alberty, as Cherokee Freedmen, together with the decision of the Commissioner, of February 23, 1907, denying the applications.

The Office has examined the record in this case and finds the conclusions of the Commissioner to be correct. His decision denying the applications is recommended for approval.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

AJV:JM

( C O P Y )

D.C.12851-1907

DEPARTMENT OF THE INTERIOR,

Y.P.

I.P.D.

WASHINGTON.

YHE.

6854, 6864, 6874, 6888, 6924-07.  
6924, 6940, 6942, 6942, 6976- "  
6990, 7000, 7020, "

March 2, 1907.

L.R.S.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases  
adverse to the applicants are hereby affirmed, viz:

| Title of case.                             | Date of your<br>letter of transmittal. |
|--------------------------------------------|----------------------------------------|
| Charley Edwin Helms, et al.,               | February 23, 1907                      |
| John Weaver, (Intermarried)                | February 4, 1907                       |
| Eliza T. Ironside, (Intermarried)          | February 21, 1907                      |
| Perce Henry Sereggins,                     | February 20, 1907                      |
| Mary S. Bankhead, (Intermarried)           | February 23, 1907                      |
| Jenita Ann Hill, (Freedman)                | February 20, 1907                      |
| Robert L. and Anderson Alberty, (Freedman) | February 23, 1907                      |
| Hattie Pritchett,                          | February 15, 1907                      |
| Warren Williams, (Intermarried)            | February 20, 1907                      |
| Othello G. and Wyley B. Yates,             | February 20, 1907                      |
| Charles Lee Twoglin,                       | February 20, 1907                      |
| William F. Goodman, (Intermarried)         | February 21, 1907                      |
| Henry A.L. and Houston A. Humble,          | February 16, 1907                      |

Copies of Indian Office letters submitting your reports and  
recommending that the decisions be approved, are inclosed. A  
copy hereof and all the papers in the above-mentioned cases have  
been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

13 inc. and 26 for Ind. Of.

Assistant Secretary.

A. F. M.  
3-4-07.

Cherokee F  
N B 479.

COPY

Muskogee, Indian Territory, March 20, 1907.

Alexander Alberty,

Chouteau, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the applications for the enrollment of your children, Robert L., and Anderson Alberty as Cherokee freedmen, was affirmed by the Department March 2, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. HJ-37.  
HJ C

Commissioner.

Cherokee F  
N B 479.

COPY

Muskogee, Indian Territory, March 20, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the applications for the enrollment of Robert L. and Anderson Alberty as Cherokee freedmen, was affirmed by the Department March 2, 1907.

For your information there is enclosed herewith a copy of Departmental decision rendered to.

Respectfully,

SIGNED *Ums Daisy*.

Encl. HJ-123.  
HJC

Commissioner.





Cher Fr M 480

Cher Fr M 480

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

.....Elizabeth Colbert.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES

FILED  
JUL. 26, 1906.

TAMS BIXBY,  
COMMISSIONER.

RECEIVED  
JUL. 18, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Elizabeth Colbert, born on the 27th day of December, 1902.  
(Here insert name of child)  
Name of Father: James Colbert, a citizen of the Cherokee Nation.  
Name of Mother: Susie Colbert, a citizen of the United States Nation.  
Tribal enrollment of father: Cherokee-Freedman, Tribal enrollment of mother: Doubtful Freedman.  
Postoffice: Lenapah, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Susie Colbert, on oath state that I am Thirty  
years of age and a citizen by Doubtful Freedman of the Cherokee Nation;  
that I am the lawful wife of James Colbert, who is a citizen, by  
blood, of the Cherokee Nation; that a female child was  
(Male or Female)  
born to me on 27th day of December, 1902; that said child has been named  
Elizabeth Colbert and was living March 4, 1906.

Susie Colbert

WITNESSES TO MARK:

[Must be Two Witnesses] { Pearl Smith  
J. Wood Glass

Subscribed and sworn to before me this 16th day of July, 1906.

(SEAL) W. I. Weaver  
My Commission expires 5/29/07. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Katie Smith, a mid-wife, on oath state that I  
attended on Susie Colbert, wife of James Colbert,  
on the 27th day of December, 1902; that there was born to her on said date a female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named  
Elizabeth Colbert.

Katie Smith

WITNESSES TO MARK:

[Must be Two Witnesses] { Pearl Smith  
J. Wood Glass

Subscribed and sworn to before me this 16th day of July, 1906.

(SEAL) C. I. Weaver  
My Commission expires 5/29/07. Notary Public.

IN RE-

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 20, 1906.

.....Charlie Colbert.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190.....

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE  
CIVILIZED TRIBES.

FILED  
JUL. 26-1906.

TAMS BIXBY,  
COMMISSIONER.

RECEIVED  
JUL, 18, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee... Nation,  
of ... Charlie Colbert ... born on the 17th day of November ... 1904.  
(Here insert name of child)  
Name of Father: ... James Colbert ... a citizen of the ... Cherokee ... Nation.  
Name of Mother: ... Susie Colbert ... a citizen of the ... United States ... Nation.  
Tribal enrollment of father ... Cherokee freedman Tribal enrollment of mother Doubtful Freedman.  
Postoffice ... Lenapah, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

... Northern ... District. }

I, ... Susie Colbert ..., on oath state that I am ... Thirty ...  
Doubtful Freedman  
years of age and a citizen by ... of the ... Cherokee ... Nation;  
that I am the lawful wife of ... James Colbert ..., who is a citizen, by  
blood ... of the ... Cherokee ... Nation; that a male ... child was  
(Male or Female)  
born to me on ... 17th ... day of ... November ... 1904; that said child has been named  
... Charlie Colbert ... and was living March 4, 1906.

... Susie Colbert

WITNESSES TO MARK:

[Must be Two Witnesses] { ... Pearl Smith ...  
... J. Wood Glass ...

Subscribed and sworn to before me this ... 16th ... day of ... July ... 1906.

(SEAL)

My commission expires 5/29/07.

... C. I. Weaver

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

... Northern ... District. }

I, ... Katie Smith ..., a ... mid-wife ..., on oath state that I  
attended on ... Susie Colbert ..., wife of ... James Colbert ...  
on the ... 17th ... day of ... November ... 1904; that there was born to her on said date a ... male ...  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named ...  
... Charlie Colbert ...

... Katie Smith

WITNESSES TO MARK:

[Must be Two Witnesses] { ... Pearl Smith ...  
... J. Wood Glass ...

Subscribed and sworn to before me this ... 16th ... day of ... July ... 1906.

(SEAL)

My Commission expires 5/29/07.

... C. W. Weaver

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of  
Elizabeth and Charlie Colbert as Cherokee Freedmen.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 18, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation of Elizabeth and Charlie Colbert, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137 ).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Elizabeth and Charlie Colbert, who were born December 27, 1902 and November 17, 1904, respectively, and were living March 4, 1906, are the minor children of one James Colbert, an alleged Cherokee freedman, and Susie Colbert, a non-citizen of the Cherokee Nation, and possess no right to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on March 11, 1904, the application for the enrollment of said James Colbert as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, and its action was, on December 3, 1904 (I.T.D. 10738-1904) approved by the Secretary of the Interior; that on March 30, 1906, a motion to reopen said case was filed with the Department.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Elizabeth Colbert and Charlie Colbert are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this, FEB 17 1907

Cherokee F.  
N. B. 480

Muskogee, Indian Territory, July 25, 1906.

James Colbert,

Lenapah, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Elizabeth Colbert, born December 27, 1902, and Charlie  
Colbert, born November 17, 1904.

Respectfully,

Commissioner.

LMO



Cherokee F.W.B.

480

Muskogee, Indian Territory, February 17, 1907.

James Colbert,

Lenapah, Indian Territory.

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the application for the enrollment of your minor children, Elizabeth and Charles Colbert, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-38

Commissioner.

RPI

Register.

Cherokee N.B.F  
480

Muskogee, Indian Territory, February 17, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory,

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the application for the enrollment of Elizabeth and Charles Colbert as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I- 38.

Commissioner.

RPI

Muskogee, Indian Territory, February 17, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, Under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Elizabeth and Charles Colbert as Cherokee freedmen, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting said application.

Respectfully,

Commissioner.

Enc I-39

RPI

Through the Commissioner  
of Indian Affairs.

Land.  
18928-1907

Copy

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 28, 1907.

COPY  
The Honorable,

The Secretary of the Interior?

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 21, 1907, enclosing record of proceedings in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. L., 137) of William Clifford Dawson as a citizen by blood of the Cherokee Nation, including the Commissioner's decision of February 21, 1907, refusing to receive or consider the application.

The record shows that the applicant is a minor child of one James R. Dawson and Jessie Dawson, neither of whom is shown to be a regularly enrolled citizen of the Cherokee Nation or are persons who had applications for enrollment pending on April 26, 1906.

The Office is therefore of the opinion that the decision of the Commissioner, declining to receive or consider the application, is correct, and it is recommended that it be affirmed.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

RWE--SD

D.C.12637  
LRS

COPY-

J.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I.T.D.

O.K.  
March 2, 1907.

5846, 5982, 5984, 5986,  
5992, 6004, 6006, 6010,  
6014, 6016, 6018, 6024,  
6028, 6030, 6032, 6034,  
6072, 6098, 6104-1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases  
adverse to the applicants are hereby affirmed. Copies of  
Indian Office letters submitting your reports and recommending  
that the decisions be affirmed are enclosed:

| Title of Case.                           | Date of your<br>Letter of Transmittal. |
|------------------------------------------|----------------------------------------|
| Elizabeth Davis,                         | February 14, 1907.                     |
| James C. Williamson,                     | February 19, 1907.                     |
| Ruth A. Davis,                           | February 19, 1907.                     |
| Bidipher Nicholson,                      | February 19, 1907.                     |
| Robert A. Abney                          | February 19, 1907.                     |
| Makepeace Miller,                        | February 19, 1907.                     |
| Margaret J. Emerson,                     | February 19, 1907.                     |
| Sarah F. Miller,                         | February 19, 1907.                     |
| William Clifford Dawson,                 | February 14, 1907.                     |
| Lorene and Preston Davis Smith,          | February 21, 1907.                     |
| Rosa Haynes (Freedman),                  | February 23, 1907.                     |
| Willie Fletcher Hurst,                   | February 17, 1907.                     |
| John W. Chandler,                        | February 23, 1907.                     |
| Laura Coats,                             | February 21, 1907.                     |
| Charlotte E. Bonds,                      | February 15, 1907.                     |
| Thomas Jacob et al.,                     | February 18, 1907.                     |
| Elizabeth and Charles Colbert (Freedman) | February 21, 1907.                     |
| Frank E. Brandon                         | February 17, 1907.                     |
| Roxie Hill (Freedman),                   | February 18, 1907.                     |
|                                          | February 18, 1907.                     |

-2-

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,  
Assistant Secretary.

19 inc. and 38 inc.  
to Ind. Of.

A F Mc

3-2-07.

Cherokee F.  
H.B. 480

COPY

Muskogee, Indian Territory, March 11, 1907.

James Colbert,

Lenapah, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the applications for the enrollment of your children, Elizabeth and Charlie Colbert, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Sixby.*

Commissioner.

Encl. H-69  
JMH

Cherokee F.  
H.B.480

COPY

Muskogee, Indian Territory, March 11, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir;

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the applications for the enrollment of Elisabeth and Charlie Colbert as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

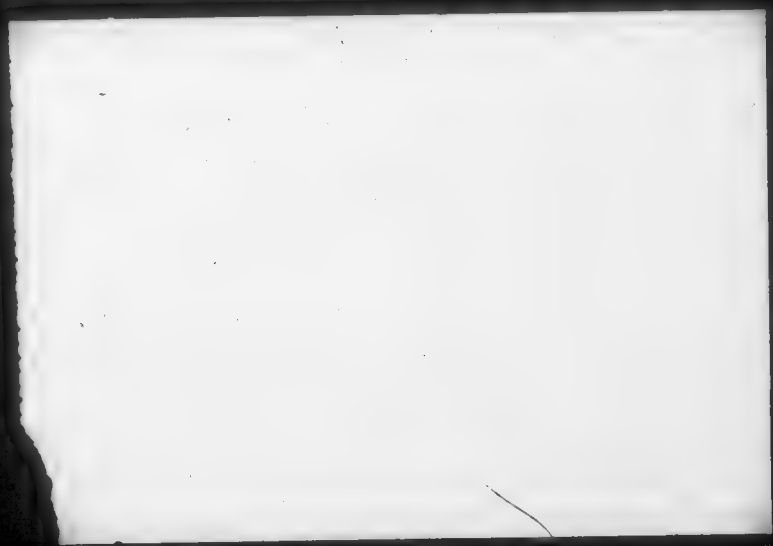
Respectfully,

SIGNED *Tams S. S. S.*

Commissioner.

Encl.H-70  
JMH





Cher Fr M 481

Cher Fr M 481

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

James Huston

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED  
JUL 26 1906

Tams Bixby  
Commissioner.

Received Jul 18 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation.  
of James Huston born on the 20 day of Feb 1903.  
(Here insert name of child)  
Name of Father: Sam Huston a citizen of the U.S.A. Nation.  
Name of Mother: Almeda Huston a citizen of the Cherokee Nation.  
Tribal enrollment of father: U.S.A. Citizen Tribal enrollment of mother: Freedman.  
Postoffice: Muskogee, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
..... Northern ..... District. }

I, Almeda Huston, on oath state that I am 31 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Sam Huston, who is a citizen, by adoption of the U.S.A. Nation; that a male child was born to me on 20 day of Feb 1903; that said child has been named James Huston and was living March 4, 1906.

(Signed) Almeda Huston.

WITNESSES TO MARK:

[Must be Two Witnesses]  
(SEAL) {

Subscribed and sworn to before me this 16 day of July 1906.

(Signed) Wm. Madden, Jr.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
..... Northern ..... District. }

I, Nettie Champion, a midwife, on oath state that I attended on Almeda Huston, wife of Sam Huston on the 20 day of Feb 1903; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named James Huston.

her  
Nettie X. Champion  
mark.

WITNESSES TO MARK:

[Must be Two Witnesses]  
(SEAL) {

..... Nellie Jane Daniels  
..... J. G. Pruett

Subscribed and sworn to before me this 16 day of July 1906.

(Signed) Wm. Madden, Jr.

Notary Public.

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

Mary L. Huston

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D  
JJUL 26 1906

Tams Bixby  
Commissioner.

Received Jul 18 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXED. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ..... Cherokee ..... Nation,  
of ..... Mary L. Huston ..... born on the 19 ..... day of ..... Dec ..... 1904.  
(Here insert name of child)  
Name of Father: ..... Sam Huston ..... a citizen of the ..... U.S.A. ..... Nation.  
Name of Mother: ..... Almeda Huston ..... a citizen of the ..... Cherokee ..... Nation.  
Tribal enrollment of father ..... U.S.A. Citizen ..... Tribal enrollment of mother ..... Freedman .....  
Postoffice ..... Muskogee, I.T. ....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, ..... Almeda Huston ..... on oath state that I am ..... 31 .....  
years of age and a citizen by adoption ..... of the ..... Cherokee ..... Nation;  
that I am the lawful wife of ..... Sam Huston ..... who is a citizen, by  
..... Adoption ..... of the ..... U.S.A. ..... Nation; that a ..... Female child was  
(Male or Female)  
born to me on ..... 19 ..... day of ..... Dec ..... 1904; that said child has been named  
..... Mary L. Huston ..... and was living March 4, 1906.

(Signed) Almeda Huston

WITNESSES TO MARK:

[Must be Two  
Witnesses]

(SEAL)

Subscribed and sworn to before me this ..... 16 ..... day of ..... July ..... 1906.

(Signed) Wm. Madden, Jr.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, ..... Nettie Champion ..... a ..... midwife ..... on oath state that I  
attended on ..... Almeda Huston ..... wife of ..... Sam Huston .....  
on the ..... 19 ..... day of ..... Dec ..... 1904; that there was born to her on said date a ..... Female.  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named ..... Mary L. Huston .....  
her

X  
..... Nettie Champion, .....  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]

(SEAL)

Subscribed and sworn to before me this ..... 16 ..... day of ..... July ..... 1906.

(Signed) Wm. Madden, Jr.

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----

In the matter of the applications for the enrollment of James Huston and Mary L. Huston as Cherokee freedmen.

D E C I S I O N .

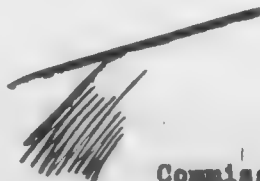
THE RECORDS OF THIS OFFICE SHOW: That on July 18, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee nation of James Huston and Mary L. Huston, under the provisions of Section 2 of the Act of Congress approved April 26, 1906 (34 Stats., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, James Huston and Mary L. Huston, are the minor children of Sam Huston and Almeda Huston, who are not shown to be either regularly enrolled citizens of the Cherokee Nation, or persons who had applications for enrollment pending April 26, 1906.

Section 2 of the Act of Congress approved April 26, 1906, (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

I am therefore of opinion that I am without authority to receive or consider the applications for the enrollment of said James Huston and Mary L. Huston as Cherokee freedmen, and I hereby decline to receive said applications.



Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 19 1907.

Cherokee P  
N. B. 481

Muskogee, Indian Territory, July 25, 1906.

Almeda Huston,

Muskogee, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Mary L. Huston, born December 19, 1904, and James Huston,  
born February 20, 1903.

Respectfully,

Commissioner.

LMC



Cherokee Freedmen  
W.B. 481

Muskogee, Indian Territory, July 30, 1906.

Almeda Huston,

Muskogee, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, James and May I. Huston, as Cherokee Freedmen, you are advised that from the information contained in the affidavits as to said children's birth, this office is unable to identify you upon the records as an applicant for enrollment as a Cherokee Freedman. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee Freedman  
N.B. 481

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 31, 1906.

Almeda Huston,

Muskogee, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, James and May L. Huston, as Cherokee Freedmen, you are advised that from the information contained in the affidavits as to said children's birth, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee Freedman. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

(COPY)

D.C.35280

Muskogee Ind. Ter. Aug the 18th 1906.

dear commissioner

you request of me to know under what name was application was made for my enrollment lawyer Blue taking our names for enrollment my mother give in our names and he wrote them down Champion was written at the head of the names my age was 29 at the time they was taken I am 31 this year name of father Jim Champion mother Nettie Champion names of sister and brother which are names was taken for enrollment is Lizzie Clayton. Mary peace Rachel Champion Lanzo Champion Addie Champion Berry Champion Elie Champion We was all Champions before we was married my mother was a slave and freed under Mrs Ann Sheltana Citizen of the Cherokee

Yours Respectfully

Almeda Huston

Cherokee Freedmen  
N. B. 451.

Muskogee, Indian Territory, February 19, 1907.

Sam Huston,

Muskogee, Indian Territory.

Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, refusing to receive your application for the enrollment of your minor children, James and Mary L. Huston, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-12  
MLE

Commissioner.

Register.

Cherokee Freedmen  
H. B. 481

Muskogee, Indian Territory, February 19, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, refusing to receive the application for the enrollment of James and Mary L. Huston as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-11  
HLE

Commissioner.

Muskogee, Indian Territory, February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of James and Mary L. Huston as Cherokee freedmen, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, refusing to receive said application.

Respectfully,

Encl. N-13  
MLB

Commissioner.

Through the Commissioner  
of Indian Affairs.

Copy.

Refer in reply to the following:

Land.  
18999-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,

WASHINGTON. February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit a communication from Commissioner Bixby, dated February 19, 1907, enclosing the record in the matter of the application for the enrollment, under the Act of April 26, 1906, (34 Stats.L., 137), of James and Mary L. Huston as Cherokee freedmen, including his decision of the same date refusing to receive the application.

The record shows that the applicants are the minor children of Sam Huston and Almeda Houston, who are not shown to be regularly enrolled citizens of the Cherokee Nation, or persons who had applications for enrollment pending April 26, 1906. The applicants are not entitled to enrollment under the provisions of the act under which they made their application, and the Commissioner's decision declining to receive or consider the application is therefore correct, and it is recommended that it be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EVE.

Y.P.  
O.K.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

IRS.

D.C. 12638-1907.

I.T.D. 5702, 5864, 6070, 6082,  
6088, 6090, 6100, 6102,  
6106, 6122, 6156, 6172,  
6248, 6524--1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of Case.                      | Date of Your<br>Letter of Transmittal. |
|-------------------------------------|----------------------------------------|
| E. A. Welch,                        | February 19, 1907.                     |
| Belle Harlin,                       | February 9, 1907.                      |
| Claude L. and Martha M. Washbourne, | February 16, 1907.                     |
| George W. Evans et al.,             | February 12, 1907.                     |
| Joe Iney Bell (Freedman),           | February 19, 1907.                     |
| Clara Ross (Freedman),              | February 18, 1907.                     |
| Russel and Herman Hill (Freedmen),  | February 18, 1907.                     |
| George Brown (Freedman),            | February 18, 1907.                     |
| James and Mary L. Huston (Freedmen) | February 19, 1907.                     |
| Addie E. Rogers (Freedman),         | February 14, 1907.                     |
| Liddy S. Thompson,                  | February 8, 1907.                      |
| Mary Ann Divers et al. (Freedmen),  | February 11, 1907.                     |
| Esau and Johnnie Ross (Freedmen),   | February 15, 1907.                     |
| Ralph Elliott,                      | February 13, 1907.                     |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

14 inc. and 28 inc.  
for Indian Office.

A. F. Mc.  
3-2-07.



Cherokee F.  
N.B.481

COPY

Muskogee, Indian Territory, March 12, 1907.

Sam Huston,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, rejecting the applications for the enrollment of James and Mary L. Huston as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 8, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-100  
JMH

Commissioner.

**Cherokee F.  
H.B.481.**

**COPY**

**Muskogee, Indian Territory, March 12, 1907.**

**W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.**

**Dear Sir:**

**You are hereby advised that the decision of the  
Commissioner to the Five Civilized Tribes, dated February 19,  
1907, rejecting the applications for the enrollment of James  
and Mary L. Huston as Cherokee freedmen, was affirmed by the  
Secretary of the Interior, March 2, 1907.**

**For your information, there is enclosed herewith a  
copy of Departmental decision referred to.**

**Respectfully,**

**Encl.H-101  
JMH**

**Commissioner.**

Cher Fr M 482

Cher Fr M 482

482

ROKÉE FREEDMAN

190

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Sally Johnson*  
as a citizen of

*Cherokee* Nation.

Approved

190

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 21 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 19 1906

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Lacey Johnson born on the 27 day of June 1903  
(Here insert name of child)  
 Name of father: John Johnson a citizen of the Cherokee Nation.  
 Name of mother: Mamie Johnson a citizen of the \_\_\_\_\_ Nation.  
 Tribal enrollment of father Cherokee Freedmen 1477 Tribal enrollment of  
 mother Pending Citizenship.  
 Postoffice Childers I.T.

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory,  
Northern District.

I, Mamie Johnson on oath state that I am 31  
 years of age and a citizen by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
 that I am the lawful wife of John Johnson who is a citizen, by  
 treaty of the Cherokee Nation; that a male child was  
(Male or Female)  
 born to me on 27th day of June 1903; that said child has been  
 named Lacey Johnson, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses.]

Mamie Johnson  
Mar Campbell  
R. Campbell  
 Subscribed and sworn to before me this 18 day of July 1906.

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,  
Northern District.

I, John Johnson a \_\_\_\_\_, on oath state that I  
 attended on (Mamie Johnson) my wife of Childers I.T.  
 on the 27 day of June 1903; that there was born to her on said  
 date a male child; that said child was living March 4, 1906; and is said to have  
(Male or Female)  
 been named Lacey Johnson (my two sisters Hannah & Mary Malinda Brown assisted me)  
I child not here time to get a  
phys. exam.

WITNESSES TO MARK:

[Must be Two  
Witnesses.]

John Johnson  
 Subscribed and sworn to before me this 18th day of July 1906.

Notary Public.

DOUBTFUL, as to wife, and child, Mamie and Hannah.

Department of the Interior,  
Commission to the Five Civilized Tribes,  
Ft. Gibson, I.T., April 19, 1901.

In the matter of the application of John Johnson for the enrollment of himself, wife and child as Cherokee Freedman; being sworn and examined by Commissioner Breckinridge, he testified as follows:

- Q Give me your full name? A John Johnson.  
Q How old are you? A I don't know exactly. I guess I am about 24.  
Q What is your post-office? A Vinila.  
Q What district do you live in? A Saline District.  
Q Do you want to be enrolled as a Cherokee Freedman? A Yes sir.  
Q Was it you that you want to have enrolled besides yourself, have you got a wife? A Just myself and child.  
Q How long have you lived in the Cherokee Nation? A All my life.  
Q Were you born in the Cherokee Nation? A Yes sir.  
Q Have you ever lived anywhere else? A No sir.  
Q Have you ever applied for enrollment as a Freedman of any other Nation? A No sir.  
Q Or a citizen of any other nation? A No sir.  
Q Give me the name of your father? A George Johnson.  
Q Is he alive? A No sir.  
Q How long has he been dead? A I can't hardly tell you; I was very young when he died.  
Q Give me the name of your mother? A Rachel Johnson.  
Q Is she alive? A No sir.  
Q How long has she been dead? A She has been dead about three or four years I guess; I don't know exactly.  
Q Give me the name of your child? A She was enrolled as Hannah or Mattie Johnson.  
Q Well give me her correct name now? A Hannah Johnson.  
Q How old is the child? A Seven years old.  
Q This child is alive now is it? A Yes sir.  
Q Give me the name of the mother of this child? A Mamie Johnson.  
Q Is Mamie Johnson alive? A Yes sir.  
Q Is she your wife? A Yes sir.  
Q When were you and Mamie Johnson married? A We was married in 1892 I believe.  
Q How old is she, Mamie Johnson? A I don't know sir.  
Q Is she as old as you? A Yes sir, I suppose she is.; maybe older; I couldn't tell you her age.  
Q She is about your age anyhow? A I guess she is about my age; I don't know her age.  
Q Were you ever married except to her? A No sir.  
Q Was she ever married except to you? A No sir.  
Q Have you and she lived together ever since you were married?  
A Yes sir.  
Q She does not claim to be a Cherokee Freedman herself? A Yes sir, but her mother enrolled her before; she went with her mother.  
Q When? A The last enrollment.  
Q How long ago? A It was at Hayden.  
Q Four or five years ago? A About four or five years ago I guess.  
Q Your wife hasn't been enrolled this time? A No sir.  
Q Why don't you apply for her now; you want to apply for her too don't you? A I don't want her left off; if I can enroll her.  
Q Com'r: You can apply for her.  
Q She claims to be a Cherokee Freedman? You say? A Yes sir.  
Q Give me the name of her father? A John Armstrong.  
Q Is he alive? A I don't know sir, whether he is or not.  
Q Give me the name of your wife's mother? A Annie Armstrong I suppose, some called her Kissie Armstrong.  
Q Is she alive? A Yes sir.

John Johnson et al 3

Q Who here knows that you and your wife have been married, and live together as husband and wife, any, of your old neighbors around here? A Yes sir, Mr. Alberty.

LINK ALBERTY, being sworn and examined by Commissioner Breckinridge, testified as follows:

Q What is your name? A Link Alberty.  
Q How old are you? A About thirty-nine.  
Q What is your post-office? A Wagoner.  
Q How long have you lived in the Cherokee Nation? A I have been here all my days.  
Q You know this applicant here, John Johnson? A Yes sir.  
Q How long have you known him? A I have been knowing him ever since he was about eight years old.  
Q You know his wife? A I am slightly acquainted with his wife.  
Q What is her name? A Mamie or Memo.  
Q How long have they been living together as husband and wife, so far as you know? A So far as I know that makes they have been together about six or seven years; along there; I didn't pay much attention to it.  
Q Did you ever know John Johnson to be married to any other woman except this woman? A No sir.  
Q Did you ever know his wife to be married to anybody except him? A No sir.  
Q Have they been living together as husband and wife all the time? A Yes sir.  
Q Were you present at their wedding? A No sir.  
Q Did they marry in your neighborhood? A No sir.  
Q You heard about it at the time? A Yes sir.  
Q Have they got any children? A Yes sir, one.  
Q You know the child? A Yes sir.  
Q Is it recognized as the child of this marriage? A Yes sir.  
Q Born after their marriage? A I think it was born before their marriage.  
Q How long before their marriage? A I couldn't say, I don't know.

Applicant, JOHN JOHNSON, re-called, and further examined by Commissioner Breckinridge, testified:

Q Was this child born before your marriage to this woman? A Yes sir.  
Q How long before you married her? A I don't exactly remember how long.  
Q As near as you can come; how old was the child when you married this woman? A I don't know sir.  
Q Was it walking about? A Yes sir, it was walking.  
Q This child, though, was born to your wife, it is her own child? A Yes sir.  
Q You didn't live with her as husband and wife before you were married to her? A No sir.

1880 authenticated roll of citizens of the Cherokee Nation examined, and applicant identified as follows:  
page 642 #600 Johnney Johnson, Saline District, Adopted colored  
1880 authenticated roll of citizens of the Cherokee Nation examined for applicant's wife, and name not found thereon.

Q Did your wife go by any other name except Armstrong before she married you? A Not that I know of.

1896 census roll examined for applicant, census roll of citizens of the Cherokee Nation, name not identified thereon.



- Q Did you draw Cherokee Strip money? A Yes sir.  
Q How much did you get? A I got the first payment, \$188.75, I believe.  
Q Then did you draw some more? A I drew the Life Payment.

Kerns-Clifton payroll of citizens of the Cherokee Nation examined and name of applicant identified thereon as follows:  
page 21 #531 Johnnie Johnson, Saline District;  
page 21 #538 Hattie Johnson, Saline District.

(Com'r to roll clerk: You didn't find Mamie? A No sir.)  
(Com'r to roll clerk: You couldn't find Mamie Johnson on the 1896 rolls either? A No sir.)

- Q Now, John Johnson, you have never made your home outside of the Cherokee Nation? A No sir.  
Q Have you ever worked outside of the Cherokee Nation? A No sir.  
Q Now you stated in the early part of your testimony you had been married in 1892? A I don't remember exactly when I did marry.  
Q In other words you put your marriage just one year back behind the age you give for this child, and you didn't say anything about this being a step-child or anything of the kind; now that's a pretty serious thing; you have made that date of your marriage very convenient date; you make it look like this was your lawful child; now that's a penitentiary offence, and I want to give fair warning that the people have got to be careful about that kind of testimony, and you would be very likely convicted about having an interest in the matter if we brought you up before the court about it, and I don't say yet I won't bring you before the court about it?

A That was my ignorance in stating.

- Q Yes, but your ignorance is very systematic? A I have no education.

Q People don't need any education to have cunning and to work for property, and you have arranged it so as to make it very deceptive, and you have held back what it wasn't to your interest to be known; that is the way it looks; now didn't your wife live with the father of this child before she married you? A No sir. That was the cause of I and her's marrying; was the child; she deemed it to me, and I just married the girl, and when her mother enrolled her she failed to enroll the child, and of course me and her was man and wife then and the child was recognized as my child.

- Q But you didn't marry her until the child was able to walk about?  
A No sir, I didn't marry her right away.

Com'r Breckinridge: The applicant applies for the enrollment of himself, his wife and one child; the applicant is identified on the roll of 1880 and on the Kerns-Clifton roll, but he is not identified on the roll of 1896; it appears that he has lived in the Cherokee Nation all his life, and that his omission from the roll of 1896 is through no fault of his own; he will now be listed for enrollment as a Cherokee Freedman.

It is testified that he married his wife some six or seven years ago, or possibly later, along eight or nine years ago; he first testified, - an that the child for whom application has been made was born prior to their marriage, and was old enough to walk at the time of their marriage; without passing upon the legal question as to whether his wife could acquire rights by intermarriage as a Freedman, it will be stated that she is not identified upon any roll, nor is her mother or father identified upon any roll, though the applicant states that his wife was herself a Cherokee Freedman; as to



John Johnson et al 4

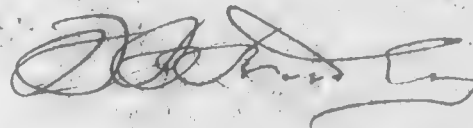
the status of intermarriage, the birth and age of the child prior to the marriage between the applicant and his wife would indicate that the married relation had been maintained between her and the father of the child, and she will now be listed for enrollment on a doubtful card as a Cherokee Freedman by Intermarriage;

As for the child, the applicant claims that he was charged with the parentage of the child, and for that reason married his wife, but his testimony has been of such conflicting character in regard to his family, that his statement should be ~~not~~ accepted with very great doubt, in addition to which there is doubt arising from the probability of the child's mother having maintained married relations with some other man prior to her marriage to the applicant; the child is identified on the Horne-Clifton roll, and is said to be living now, and it will be listed upon a doubtful card as a Cherokee Freedman.

K.D. Green, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he correctly recorded the testimony and proceedings in this case and that the foregoing is a true and complete transcript of his stenographic notes thereof.

*M.D. Green*

Subscribed and sworn to before me this April 22, 1901.



Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
LACEY JOHNSON as a Cherokee freedman.

DECISION  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on July 19, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Lacey Johnson, under the provisions of Section Two of the Act of Congress approved April 26, 1906, (34 Stat. 137). A copy of certain proceedings had at Fort Gibson, Indian Territory, April 19, 1901, in the matter of the application for the enrollment of John Johnson et al., as Cherokee freedmen is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Lacey Johnson, is a minor child of one John Johnson a regularly enrolled Cherokee freedman and Mamie Johnson an alleged Cherokee freedman, whose application for enrollment as such is still pending. The evidence further shows that the said Lacey Johnson was born to his said parents in lawful wedlock, June 27, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provision of Section Two of the Act of Congress above noted, Lacey Johnson is entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly granted.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 20 1907.

Cherokee F.  
N. E. 462.

Muskogee, Indian Territory, July 26, 1906.

John Johnson,  
Childers, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Lacey Johnson, born June 27, 1903.

Respectfully,

Commissioner.

LMC

Cherokee Freedmen  
W B 462

Muskogee, Indian Territory, January 29, 1907

SPECIAL

John Johnson,

Childers, Indian Territory.

Dear sir:

You are advised that in order to complete the enrollment of your minor child, Lacey Johnson it will be necessary that you forward to this office at once either the original or a certified copy of your marriage license and certificate showing your marriage to Mamie Johnson, mother of said child. If you are unable to produce documentary evidence of your marriage, you should appear before the Commissioner at Muskogee, Indian Territory, and introduce the testimony of at least two reliable witnesses who have actual knowledge of your marriage, and as to the birth and parentage of your child.

The Act of Congress approved April 26, 1906 provides that the Secretary of the Interior shall have no ju-

John Johnson-2

jurisdiction to approve the enrollment of any person as a  
citizen of the Cherokee nation after March 4, 1907, and  
this matter therefore demands your immediate attention.

Respectfully,

L M B

Commissioner

Cherokee F.  
H.B. 422

Muskogee, Indian Territory, February 20, 1907.

John Johnson,

Childers, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 20, 1907, granting the application for the enrollment of your child, Lacey Johnson, as a Cherokee freedman.

You will be advised when the name of your said child has been placed upon a schedule of Cherokee freedmen and approved by the Secretary of the Interior.

Respectfully,

Encl. H-4  
JMH

Commissioner.

Cherokee F.  
H.B.482

Muskogee, Indian Territory, February 20, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 20, 1907, granting the application for the enrollment of Lacey Johnson as a Cherokee freedman.

Respectfully,

Encl.H-3  
JMH

Commissioner.

Cherokee F.  
N.B. 482

Muskogee, Indian Territory, February 20, 1907.

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of the  
decision enrolling Lacey Johnson as a Cherokee freedman.  
Time for protesting said decision is waived, and I consent  
that said person may be placed upon the schedule immediately.

Respectfully,

*W. W. Hastings*

Attorney for Cherokee Nation.



Cher Fr M 483

Cher Fr M 483

*7MB, 483*

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 20, 1906.

*Mattie Moskey*

as a citizen of

*Cherokee*

Nation.

Approved..... 190...

Commissioner.

*Filed Jul 26-1906*

*Recd*

*July, 23/06*

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
About 15 years ago  
of Mattie Mackey born XXXXXX XXXXXX  
[Here insert name of child]  
Name of Father: James Mackey a citizen of the Cherokee Nation.  
Name of Mother: Nattie Mackey a citizen of the U.S. Nation.  
Tribal enrollment of father: F. 3918 Tribal enrollment of mother: U.S.  
Postoffice: Muskogee, I.T.

AFFIDAVIT OF ~~NOTARY~~  
Father

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western ..... District. }

I, James Mackey, on oath state that I am 55  
years of age and a citizen by Adoption of the Cherokee Nation;  
husband  
that I am the lawful wife of Nattie Mackey, who is a citizen, by  
..... of the U.S. Nation; that a female child was  
her about 15 years ago [Male or Female]  
born to me on ..... day of ..... 1.....; that said child has been named  
Mattie Mackey and was living March 4, 1906. and I Father  
State that the mother died his  
about 5 years ago James X Mackey  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { B. Muldrow, Jr.  
Chas. B. Wilson

Subscribed and sworn to before me this 23 day of July 1906.

Chas. E. Webster  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

I, ..... a ..... on oath state that I  
attended on ..... wife of .....  
on the ..... day of ..... 1.....; that there was born to her on said date a .....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
.....

Subscribed and sworn to before me this ..... day of ..... 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,  
MUSKOGEE, I.T., APRIL 19, 1906.

In the matter of the application for the enrollment of Mattie Mackey as a Cherokee freedman.

James Mackey, being first duly sworn, testified as follows:

ON BEHALF OF COMMISSIONER:

Q What is your name? A James Mackey.  
Q How old are you? A I am 55 years old.  
Q What is your postoffice? A Muskogee.  
Q You are a Cherokee freedman? A Cherokee freedman, yes sir; born and raised mostly at Webbers Falls.  
Q You appear heretoday in behalf of your child for whom no application for enrollment ~~has~~ has been made? A Yes sir.  
Q What is your child's full name? A Mattie Mackey.  
Q Is she living at the present time? A Yes sir, she is in Missouri at school.  
Q You are her father? A I am her father.  
Q What is the name of her mother? A Her mother was named Eliza.  
Q Was she a freedman or state woman? A She was a state freedman.  
Q She was not a citizen of the Cherokee Nation? A No sir.  
Q Why was no application ever made for the enrollment of the child?  
A Well, the reason that I -- all that I know -- my sister Lottie down at Vian, she writ to me that she would make an application for her; she didn't do it, I don't know why, and I didn't know anything about it until the day I come up here to file; I and Mr. Leiber come up here to file and I asked if she was on the roll and the --  
Q Were you and the mother of this child married? A Yes sir.  
Q Was the child born while you were living together? A Yes sir.  
Q Where has the child lived all of its life? A Down at Vian, over at Braggs, I had it over here awhile.  
Q Ever live outside of the Cherokee or Creek Nations? A No sir.  
Q When was the child born--how old is it? A Fifteen years old; I don't know what year.  
Q Was the child ever enrolled or receive any money as a citizen of any other tribe in Indian Territory? A No sir.  
Q Have you some other children besides Mattie? A None but Georgie and Mattie.  
Q Is Georgie of age? A Yes sir, she is of age; she is married.  
Q You stated her mother was a Creek and that Georgie had been enrolled in the Creek nation? A Yes sir, she had been enrolled in the Creek Nation.

WITNESS EXCUSED.

Louise Smith, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she ~~has~~ reported the proceedings had in the above entitled cause, and that the foregoing is a full and correct transcript of her stenographic notes.

*Louise Smith*

Subscribed and sworn to before me this April 21, 1906.

*B. P. Rasmus*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
MATTIE MACKEY as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Mattie Mackey, alleged child of James Mackey, a regularly enrolled Cherokee freedman, and Nettie Mackey, a non-citizen of the Cherokee Nation, under the provisions of Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137).

THE EVIDENCE IN THIS CASE SHOWS: That although this office has at different times requested, and made special effort to secure, sufficient proof of the birth, parentage and legitimacy of said child, Mattie Mackey, and that she was living March 4, 1906, said evidence has not been furnished, and this office has been unable to procure the same.

Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two, of the Act of Congress above noted, said Mattie Mackey is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this \_\_\_\_\_

FEB 23 1907

①

①

①  
9.8.11

DEPARTMENT OF THE INTERIOR/,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
James Mackey as a Cherokee Freedman.

Cherokee Freedman D-145.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
FORT GIBSON, I.T., APRIL 22d, 1901.

In the matter of the application of James Mackey for enrollment as a Cherokee Freedman; said Mackey being sworn and examined by Commissioner C. R. Breckinridge, testified as follows:

- Q Give me your full name? A James Mackey.  
Q How old are you? A 51.  
Q What is your post office? A Muskogee.  
Q In what district do you live? A I am nearly anywhere, ride all the time running cattle.  
Q Do you call any particular place your home? A No, I am at work  
Q When you vote where do you vote? A I vote here.  
Q Fort Gibson? A Illinois district.  
Q You call that your home? A Yes, sir.  
Q Do you want to be enrolled as a Cherokee Freedman? A Yes, sir.  
Q Do you want to enroll anybody besides yourself? A No, sir.  
Q How long have you lived in the Cherokee Nation? A Born and raised here.  
Q Give me the name of your father? A George.  
Q Is he dead? A Dead, yes.  
Q How long has he been dead? A Oh, ever since I was a small boy.  
Q Give me the name of your mother? A Mariah.  
Q Is she dead? A Yes, sir.  
Q How long has she been dead? A About 25 years.  
Q Have you ever been married? A Yes, sir.  
Q Have you a wife that is living now? A No, sir.  
Q Have you any children? A Yes, sir, but they are all of age.  
Q What was your wife's name? A My wife was named Mary.  
Q How long has she been dead? A About 16 years.  
Q She is with you on the roll of 1880 is she? A No, sir; they would not put me on the roll of 1880.  
Q Are you on any of the rolls of the Cherokee Nation? A I am on the Kerns roll, the first roll that was made I was sick and didn't get to attend to it at all.

The 1880 Authenticated roll of citizens of the Cherokee Nation examined and applicant's name not found thereon.

The 1896 Census roll of citizens of the Cherokee Nation examined and applicant's name not found thereon.

The Kerns-Clifton roll of citizens of the Cherokee Nation examined and applicant's name found thereon, page 178, #4373, James Mackey, (no district.)

- Q How comes it you are not on the roll of 1880? A I was sick the first time and the next roll there was I was down to Fort Smith attending court.  
Q You mean the 1896 roll? A Yes, sir, they excused us that time and when I got here it was too late.  
Q Were you a slave in the old time? A Yes, sir.  
Q To whom did you belong? A Jim Mackey.  
Q Where did he live? A Lived on Illinois River.  
Q What was his post office? A I don't know where his post office was.  
Q Who lived in his neighborhood that can locate him? A Looney Hicks, and then that man right there, Mr. Smith, he knows.  
Q Mr. Smith? A No, sir, he never lived in the neighborhood.  
Q How far from Fort Smith did Jim Mackey live? A About 18 miles.  
Q You belonged to him when the war broke out? A Yes, sir.  
Q And where did you go with him? A Down to the Choctaw Nation.  
Q How long did you stay down there? A Four years.  
Q What time did you go down there? A I can't tell just exactly what time it was, I was small, but we came back in October, '66.  
Q You came back in October, 1866? A Yes, sir.  
Q And have you lived in the Cherokee Nation ever since? A Yes, sir, ever since, until I went off to work.  
Q Where did you go off to work? A Over in the Creek Nation to work.



James Mackey, --2.

✓ Q You have never been working out of the Indian Territory? A Oh, no, sir.

Q Who here knows that you came back in 1866? A Perry Mackey, I came back with him and John Drew.

PERRY MACKKEY, being sworn and examined by Commissioner C. R. Breckinridge, testified as follows:

Q Give your full name there? A Perry Mackey.

Q How old are you? A 54.

Q What is your post office? A Braggs.

Q How long have you lived in the Cherokee Nation? A All my life.

Q Were you a slave in the old times? A Yes, sir.

Q To whom did you belong? A Old Jim Mackey.

Q Do you know this man here, James Mackey? A Yes, sir, we belonged to the same man.

Q Did you and he go out together during the war? A Yes, sir.

Q Down into the Choctaw country? A In the Chickasaw.

Q Did you come back here together? A Yes, sir, we all landed together at Webbers Falls.

Q Are you on the roll of 1880? A Yes, sir, every roll that has ever been made here.

Q And you and this man were together when you came back here in 1866, that is so is it? A Yes, sir.

Q What time of the year was it? A Right in October, about the 8th.

The 1880 Authenticated Roll of citizens of the Cherokee Nation examined and witness' name found thereon, page 558, #1237, Perry Mackey, Illinois District.

BY J. S. DAVENPORT, Cherokee Representative:

Q Whom did you go out with? A Jim Mackey.

Q When you came back to what point did you come? A Joe Ab Scales' fall.

Q Was Joe Ab Scales back then? A No, sir, he came back the same fall.

Q Where has Jim been living since he came back here? A About Muskogee, over at Muskogee and back over here.

Q He has not lived any in the Cherokee Nation since he came back?

A No more than backwards and forwards; he lived a long time with his uncle, Mike Fields, and when he left there he has been at Muskogee, he did live over here quite a while.

Q Joe Ab Scales will know when you came back? A I told you he was not right there.

Q I understand you to say Joe Ab Scales came back the same fall you did? A He came back the same fall.

Q He will remember when you came back? A He will remember the Mackey family being there. His mother moved right out from there.

BY COMMISSIONER BRECKINRIDGE:

Q Where did she go? A She was living with Charles Mackey.

Q Where did she go? A Up on Cabin Smith's place.

Q Just moved up in the country? A Yes, sir, right on the river.

JAMES MACKKEY, the applicant, re-called, testified as follows:

Q Now, James Mackey, have you ever applied to be enrolled by any other tribe or Nation? A No, sir.

Q Whom have you worked for mostly over in the Creek Nation? A Mr. Strent.

Q Looking after cattle for him? A Yes, sir, I am rushing now to get back.



- Q You have been working in the Creek Nation for wages? A Yes, sir; I am backwards and forwards and while I am not in the Creek Nation running up cattle I am in the Cherokee Nation.
- Q Running after them for the same man? A Yes, sir.
- Q And he grazes in both Nations? A Yes, sir.
- Q Where is his headquarters? A His headquarters is in the Creek Nation.
- Q And you follow them over into the Cherokee Nation when they scatter over there? A Yes, sir.
- Q Have you ever voted in the Cherokee Nation? A Yes, sir, this is all the place I ever done any voting.
- Q Do you generally come over to the Cherokee Nation to vote? A Sometimes.

BY J. S. DAVENPORT:

- Q How long has it been since you voted in the Cherokee Nation? A I voted in the Cherokee Nation the election, I believe, this last; I voted in the Cherokee Nation I think this last election.
- Q Now, you came back down there you say to where William Vann and Joe Ab Scales and Bob Hanks would know when you come back? A Yes, sir.
- Q And they all knew you came back? A Yes.
- Q You were living in the Creek Nation in 1880, was not you? A No, sir.
- Q With whom were you living in 1880? A With Mike Fields.
- Q How long had you been living with him? A I stayed around Webbers Falls about two years and I left there and stayed with my uncle.
- Q Did you work on the railroad in about Webbers Falls? A No, sir.
- Q Well, was not you along there when it was being built? A No, sir, I didn't stay there when it was being built; when that railroad was being built I was over at Muskegee.
- Q Been there ever since, haven't you? A No, I have not.

BY COMMISSIONER BRECKINRIDGE:

- Q Anything more you want to say? A No, sir.

COM'R BRECKINRIDGE:--The applicant claims to have lived in the Cherokee Nation all his life except a brief absence during the Civil War. He is identified on the Kerns-Clifton Roll, but not upon the roll of 1880, nor the census roll of 1896. He states that his failure to be upon the roll of 1880 was due to sickness. It is testified by Perry Mackey that he and the applicant came back from the Chickasaw country together at the close of the Civil War and that they had been slaves of the same man, and Perry Mackey is duly identified on the roll of 1880. It appears that the applicant has passed a good part of his life herding cattle in the Creek Nation, and states that he has never voted except in the Cherokee Nation. He will now be listed for enrollment as a Cherokee Freedman upon a doubtful card for the further consideration of his case, and for the further consideration of his residence which is desired by the Cherokee representative present.

---ooo000ooo---

J. O. Rosson, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he correctly recorded the testimony and proceedings in this case, and that the foregoing is a true and complete transcript of his stenographic notes thereof.

Subscribed and sworn to before me this 25th day of April, 1901.

*J. O. Rosson*  
*[Signature]*  
Commissioner.

*James M. Smith*

*Wm. H. Smith*

1840

THE NATIONAL ANTHROPOLOGICAL ARCHIVES  
SMITHSONIAN INSTITUTION  
WASHINGTON, D. C. 20560

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
MUSKOGEE, I. T., JUNE 18, 1904.

SUPPLEMENTAL PROCEEDINGS had in the matter of the application for the enrollment of JAMES MACKKEY as a Cherokee Freedman.

It appears that on May 19, 1904, the applicant, his attorney, and the attorney for the Cherokee Nation were notified by letter that an opportunity would be given each of them to appear before the Commission on June 17, 1904, and introduce further testimony in this case touching the points mentioned in said letter. On June 18, 1904, this case coming up for hearing, and the applicant being called fails to put in an appearance; whereupon at the instance of the Commission the case is continued to June 18, 1904. On this June 18, 1904, this case again coming up for hearing, the applicant being called fails to respond, whereupon the following testimony is offered on behalf of the applicant.

APPEARANCES:

Applicant not present in person or by attorney.  
Cherokee Nation by its attorneys, W. W. Hastings and L. B. Bell.

JOSHUA ROSS, being first duly sworn, testified as follows:

By the Commission:

- Q What is your name? A Joshua Ross.  
Q How old are you? A 71 years.  
Q What is your postoffice address? A Muskogee, I. T.  
Q You are a citizen by blood of the Cherokee Nation? A Yes, sir.  
Q Do you know James Mackey, who has applied for enrollment as a Cherokee freedman? A Yes, sir.  
Q How old is James Mackey, about? A I think about 55, '4 or '3.  
Q How long have you known him? A Since 1866.  
Q Do you know who he belonged to before the war? A He belonged to Mrs. Mackey or Jim Mackey, I think.  
Q You know he belonged to the Mackey family? A Yes, sir.  
Q Were they Cherokee citizens? A Yes, sir.  
Q Recognized as Cherokees by blood? A Yes, sir.

(No cross-examination.)

FRANK SMITH, being first duly sworn, testified as follows:

By the Commission:

- Q What is your name? A Frank Smith.  
Q How old are you? A 59.  
Q What is your postoffice? A Braggs.  
Q Are you a recognized citizen of the Cherokee Nation? A Yes, sir.  
Q Do you know James Mackey who has applied for enrollment here as a Cherokee freedman? A Yes, sir.  
Q How long have you known him? A I have known him a good long time.  
Q About when did you first get acquainted with him, did you know him before the war? A Yes, sir.

Q Was he the slave of a Cherokee citizen before the war? A Yes, sir.

Q Whom did he belong to? A Old man Jim Makoye.

Q Where did Mackey live before the war? A On the Illinois.

Q Jim Mackey was a recognized citizen by blood of the Cherokee Nation? A Yes, sir.

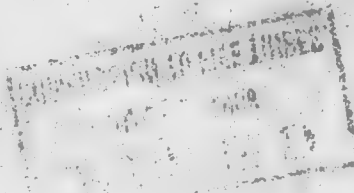
(No cross-examination).

Q-Q-Q-Q-Q-Q-Q-Q

H. M. Vance, being first duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this the 14th day of July, 1904.

*Charles H. Sawyer*  
Notary Public.



A. B. M. 1

Cherokee Freedmen D-145.

DEPARTMENT OF THE INTERIOR  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
James Mackey as a Cherokee Freedman.

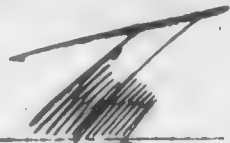
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D E C I S I O N.

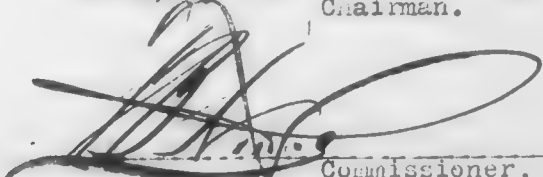
The record herein shows that on April 22, 1901, James Mackey appeared before the Commission at Fort Gibson, Indian Territory, and made application for the enrollment of himself as a Cherokee Freedman. Further proceedings in the matter of said application were had at Muskogee, Indian Territory, June 18, 1904.

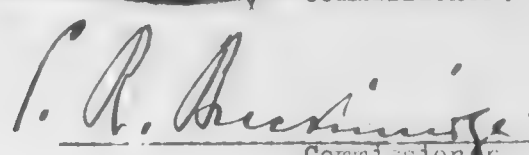
The evidence herein shows that the applicant, James Mackey, was the slave of a Cherokee citizen at the commencement of the war of the rebellion; that he left the Cherokee Nation during said war, but returned thereto and established a residence therein within the time specified in the decree of the Court of Claims rendered February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. the Cherokee Nation, et al., for the return of freedmen to the Cherokee Nation, and has since continuously resided within the domain of the Five Civilized Tribes.

It is, therefore, the opinion of this Commission that James Mackey should be enrolled as a Cherokee Freedman in accordance with the provisions of section twenty-one of the Act of Congress approved June 28, 1898, (30 Stat., 495) and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

  
\_\_\_\_\_  
Chairman.

  
\_\_\_\_\_  
Commissioner.

  
\_\_\_\_\_  
Commissioner.

Muskogee, Indian Territory  
this           JAN 10 1905

COPY.

Cherokee Freedman  
B-146.

Muskogee, Indian Territory, January 10, 1905.

Bell, Hastings & Davenport,  
Attorneys for the Cherokee Nation,  
Muskogee, Indian Territory.

Gentlemen:

There is herewith inclosed a copy of the decision of the Commission of the Five Civilized Tribes, dated January 10, 1905, granting the application for the enrollment of James Mackey as a Cherokee Freedman.

You are hereby advised that you will be allowed fifteen days from date hereof within which to file such protest as you may desire against the action of the Commission in this case, a copy of which protest you will be required to furnish the applicant. If you fail to file protest within the time allowed this decision will be considered final.

Respectfully,

(SIGNED). *Tams Bixby.*  
Chairman.

Encl. L-91.

Cherokee F.  
N.B. 483.

Muskogee, Indian Territory, November 30, 1906.

James Mackey,

Muskogee, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Mattie Mackey, as a Cherokee freedman, your are advised that before the enrollment of your child will be complete it will be necessary that further testimony be introduced as to said child's right to enrollment as a Cherokee freedman.

You are therefore notified that you will be permitted to appear before the offices of the Commissioner, with witnesses, at 9 o'clock A. M. on Thursday, December 13, 1906, and introduce such testimony as you desire as to the right of your said child to enrollment as a citizen freedman.

Respectfully,

LMC

Commissioner.

Cherokee  
F.N.B. 483.

Muskogee, Indian Territory, February 15, 1907

James Mackey, (Colored),

Muskogee, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Mattie Mackey, as a Cherokee freedman, you are advised that, before the enrollment of your child will be complete, it will be necessary that further testimony be introduced as to said child's right to enrollment as a Cherokee freedman. You are therefore directed to appear before the Commissioner immediately upon receipt of this letter, with witnesses, and introduce testimony concerning the right of your said child to enrollment as a Cherokee freedman.

The Act of Congress approved April 26, 1905, provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter, therefore demands your immediate attention.

Respectfully,

ERC

Commissioner.



Cherokee F.H.B.

483

COPY

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, denying the application for the enrollment of Mattie Mackay, as a citizen by blood of the Cherokee Nation.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

SIGNED *Wm. J. Harrison*

Commissioner.

Encl. A88  
RA

**Cherokee F.N.B.**  
**483**

**Muskogee, Indian Territory, February 23, 1907.**

**James Mackey,**  
**Muskogee, Indian Territory.**

**Dear Sir:**

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your child Mattie Mackey, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

**Respectfully,**

**Commissioner.**

**Encl.A-87**  
**RA**  
**Register.**

COPY

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137), of Mattie Mackey, as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes dated February 23, 1907, denying said application.

Respectfully,

SIGNED *Wams Bledsoe*  
Commissioner.

Encl. A-89  
RA

Through the Commissioner  
of Indian Affairs.

Muskogee, Indian Territory, February 28, 1907

The Honorable,

Secretary of the Interior.

Sir:

February 23, 1907, the Commissioner transmitted the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 28, 1906 ( 34 Stat., 137), of Mattie Mackey, as a Cherokee freedman, together with his decision of that date denying said application.

The application for the enrollment of the said Mattie Mackey was received in affidavit form on July 23, 1906.

It has been found that on April 19, 1906, James Mackey appeared before the Commissioner at Muskogee, Indian Territory and attempted to make application for the enrollment of his daughter, the said Mattie Mackey, at which

Secretary-2

time testimony was taken as to her right to enrollment as a Cherokee freedman. There being no authority of law at that time to receive the application for the enrollment of Mattie Mackey, there being no application made prior to that time for her enrollment, no action was then taken on said application, in view of contemplated legislation authorizing the enrollment of children born to citizens of the Cherokee Nation, and who were living March 4, 1906.

The testimony taken on that date is enclosed herewith, and in view of the same it is respectfully recommended that the Department reverse the Commissioner's decision denying the application for the enrollment of Mattie Mackey, and that she be enrolled as a freedman citizen of the Cherokee Nation, under the provisions of said Act of April 26, 1906.

The records show that said Mattie Mackey is a child of James Mackey, a duly enrolled Cherokee freedman, whose name appears opposite Number 3918 upon a partial roll of such citizens approved by the Secretary of the Interior, and his wife, Nettie Mackey, a non-citizen of the

Secretary-3

Cherokee Nation. Said child is shown to be a minor, and was living March 4, 1906.

There is enclosed a schedule containing the name of Mattie Maskey, and in the event of the approval of the Commissioner's recommendation herein, the approval of this schedule is also recommended. It will be noted that no roll number has been given to the person whose name appears upon the schedule herewith transmitted. This action is taken in accordance with procedure reported by me to the Department on January 28, 1907, and approved by the Department's telegram of February 9, 1907. It is recommended that a number be placed upon this schedule by Mr. McGarr an employe of my office now in Washington.

Respectfully,

Commissioner

Through the Commissioner of  
Indian Affairs.

Encl. B- 68

M-B

C O P Y .

Refer in reply  
to the following:  
Land 20418-1907.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Mattie Mackey as a Cherokee freedman, together with the decision of Commissioner Bixby, dated February 23, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined, it is found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-D.

COPY

Land  
References in  
body of letter.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There are forwarded herewith several reports from  
Commissioner Bixby, transmitting the records in certain  
citizenship cases, together with the decisions of the  
Commissioner, granting the applications for the enrollment  
of the persons involved in the following cases:

CHEROKEE FREEDMEN.

21810. Mattie Mackey.

21811. Amanda Hill, et al.

CHEROKEES BY INTERMARRIAGE.

21806. Martha Pheasant.

21807. Mary A. Raper.

The Office has examined the record in each of the above  
cases and recommends that the decisions of the Commissioner  
granting the applications of the persons therein involved,  
be approved.

There is also inclosed with each case a schedule con-  
taining the names of the persons involved therein. The ap-  
proval of these schedules is also recommended.



It will be noted that no roll numbers have been placed on these schedules opposite the names of the persons appearing thereon, and the Commissioner suggests that this be done by Mr. McGarr, an employe of his Office now in Washington.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJV-IM

D.C. 12025-1907.

SPECIAL

J.P.  
FHE.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I.T.D. 7904-1907.

March 4, 1907.

LRS.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

In accordance with the recommendation contained in your letter of February 28, 1907, your decision adverse to Mattie Mackey for her enrollment as a Cherokee freedman, is reversed; the decision of the Department affirming your decision is accordingly rescinded. Her application for enrollment is granted and the schedule submitted with your letter, bearing her name, has been approved this day and will be disposed of in the usual manner.

The Indian Office submitted your said report with its letter of March 2, 1907 (Land 21810 et al), copy inclosed, and also the records in the cases of Amanda Hill, et al., Cherokee Freedmen, Martha Pheasant and Mary A. Raper, applicants for enrollment as intermarried Cherokees. It recommended the approval of your decisions in all these cases in favor of the applicants, and also of the schedules submitted therewith bearing their names.

In accordance with your recommendation and that of the

Indian Office, your decisions in favor of the applicants in said cases are hereby approved, also said schedules, which will be disposed of in the usual manner. The papers in the cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,  
Secretary.

Encl. and  
ls for Ind. Of. with  
copy hereof.

A.F.Mc 3-4-07.

D.C.13259-1907.

J.P.  
W.H.M.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

L.R.S.

I. T. D.

7042, 7044, 7046, 7052, 7060,  
7074, 7078, 7080, 7082, 7086,  
7092, 7094, 7096, 7108, 7120,  
7146, 7130, 7158, 7164, 7166,  
7168, 7170, 7172, 7188, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7358, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7538,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases,  
adverse to the applicants, are hereby affirmed. Copies of Indian  
Office letters, submitting your reports and recommending that the  
decisions be affirmed, are enclosed:

Title of Case.

Date of your  
letter of transmittal.

John Wesley Freeman (freedman),  
Harry N. Curry, et al.,  
Stephen Baldrige (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (intermarriage),

February 18, 1907.  
February 23, 1907.  
February 18, 1907.  
February 18, 1907.  
February 22, 1907.

|                                           |                    |
|-------------------------------------------|--------------------|
| Moses Carter (freedman),                  | February 1, 1907.  |
| Hurshel L. Hyde (by blood),               | February 21, 1907. |
| John W. Goss (intermarriage),             | February 21, 1907. |
| William S. Hutchins (intermarriage),      | February 25, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William C. Smith (by blood),              | February 21, 1907. |
| Roy Drum (by blood),                      | February 27, 1907. |
| Loneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields (intermarriage),        | February 23, 1907. |
| Nathaniel Wickliff (freedman),            | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mollie Hurst (intermarriage),             | February 23, 1907. |
| Mollie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Fatima Keys (intermarriage),              | February 23, 1907. |
| Levi P. Isbell (intermarriage),           | February 20, 1907. |
| Annie C. Butler (intermarriage),          | February 23, 1907. |
| James R. Bivin (intermarriage),           | February 14, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Willie Joanna Lowe, et al. (freedman),    | February 23, 1907. |
| William T. Teague (by blood),             | February 20, 1907. |
| Theodore Jones (freedman),                | February 25, 1907. |
| Viola M. Finwick (freedman),              | February 25, 1907. |
| Wiley Polston, et al., (freedman),        | February 23, 1907. |
| Pansy Grimmett (freedman),                | February 21, 1907. |
| Alice Harman (intermarriage),             | February 23, 1907. |
| Betty McLaughlin (by blood),              | January 17, 1907.  |
| Loran Alfred Lovett (by blood),           | February 15, 1907. |
| Maudie Skaggs (by blood),                 | February 15, 1907. |
| Robert Walker (freedman),                 | February 14, 1907. |
| Edward B. Frayser (intermarriage),        | February 16, 1907. |
| Daniel Sitsler, et al., (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),             | February 16, 1907. |
| Felix F. Witt (intermarriage),            | February 19, 1907. |
| Preston G. Browning (intermarriage),      | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),     | February 25, 1907. |
| Alberta Sanders, et al., (freedman),      | February 25, 1907. |
| Samuel Sanders (freedman),                | February 21, 1907. |
| Peggie Bearpaw (by blood),                | February 25, 1907. |
| Lawrence Graves (freedman),               | February 25, 1907. |
| James Beck (freedman),                    | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),     | February 23, 1907. |
| Charles W. Trent (intermarriage),         | February 25, 1907. |
| John Greece (by blood),                   | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),        | February 25, 1907. |
| David Monroe Mozee (freedman),            | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),         | February 25, 1907. |

|                                         |                    |
|-----------------------------------------|--------------------|
| Roseburn Wright (freedman),             | February 14, 1907. |
| Lenard King, et al. (by blood),         | February 14, 1907. |
| Roberta Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Amsey, et al. (by blood),         | February 25, 1907. |
| Garnlyer Vestel (freedman),             | February 25, 1907. |
| Lizzie H. Langley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Myrtle Adams (freedman),                | February 25, 1907. |
| Annie Screechowl (as citizen), et al.   | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al. (freedmen),      | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedmen),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Mabel Barritt (by blood),         | February 1, 1907.  |
| Eliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Mayes Vann (freedman),              | February 18, 1907. |
| Willie Lee Hanks, et al. (freedmen),    | February 18, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Bane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Doc Herron England (by blood),          | February 21, 1907. |
| Mildred Teague (by blood),              | February 18, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Colbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Eliza J. Huston (intermarriage),        | February 25, 1907. |
| Ottorein Allen (freedman),              | February 18, 1907. |
| Viola Martin (freedman),                | February 18, 1907. |
| Archie Taylor (freedman),               | February 18, 1907. |
| Joseph N. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.

(Signed) E. A. Hitchcock,  
Secretary.

WCF 3/4/07

Cherokee F.W.B.  
483

COPY

Muskogee, Indian Territory, March 18, 1907.

James Mackey,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the application for the enrollment of your minor child, Mattie Mackey, as a Cherokee freedman, was granted by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Bixby.*

Commissioner.

Enc I-6

RPI

Cherokee F.N.B.

483

Muskogee, Indian Territory, March 30, 1907

James Mackey

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of your child, Mattie Mackey, as a Cherokee freedman, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. P-4-66  
IMP

Acting Commissioner.



Cher Fr M 484

Cher Fr M 484

IN RE  
Application for Enrollment of  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

...Bennie Mackey.....

as a citizen of

Cherokee..... Nation.

Approved..... 190..

.....  
Commissioner.

Department of the Interior  
Commissioner to the Five  
Civilized Tribes

F I L E D

July 26, 1906

Tams Bixby  
Commissioner

Received July 19, 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Bennie Mackey born on the 8 day of June, 1906  
(Here insert name of child)  
Name of Father: Dennis Mackey a citizen of the Cherokee Nation.  
Name of Mother: Nancy Mackey a citizen of the Cherokee Nation.  
Tribal enrollment of father F. 975 Tribal enrollment of mother F. 3121  
Postoffice Briggs, Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Nancy Mackey, on oath state that I am 20  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Dennis Mackey, who is a citizen, by  
adoption of the Cherokee Nation; that a male child was  
(Male or Female)  
born to me on 8th day of June, 1906; that said child has been named  
Bennie Mackey and was living March 4, 1906.

Signed Nancy Mackey

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 18 day of July, 1906.

My commission expires April 7, 1909 Harry Padgett  
Notary Public.

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Thos. A. Scott, a Physician, on oath state that I  
attended on Nancy Mackey, wife of Dennis Mackey  
on the 8th day of June, 1906; that there was born to her on said date a male  
(Male or Female)  
child; ~~and was living March 4, 1906~~ and is said to have been named Bennie Mackey.

Thos. A. Scott

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 18 day of July, 1906.

My commission expires April 7, 1909 Harry Padgett  
Notary Public.

SEAL

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
Bennie Mackey as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 19, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Bennie Mackey, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant, Bennie Mackey, is the minor child of one Dennis Mackey, a regularly enrolled Cherokee freedman, and Nancy Mackey, a regularly enrolled Cherokee freedman; that the said Bennie Mackey was born to them in lawful wedlock on June 8, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am, therefore, of the opinion that I am without authority to receive the application for the enrollment of Bennie Mackey as a Cherokee freedman, and I hereby decline to receive said application



\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 11 1907

Cherokee F  
N. B. 484.

Muskogee, Indian Territory, July 25, 1906.

Dennis Mackey,

Braggs, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Bennie Mackey, born June 8, 1906.

Respectfully,

Commissioner.

IMC

Cherokee F.N.B.

484

Muskogee, Indian Territory, February 11, 1907.

Dennis Mackey,

Braggs, Indian Territory.

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive the application for the enrollment of your minor child, Bennie Mackey, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc. I-66  
RPI

Commissioner.

Register.

Cherokee F.H.B.

484

Muskogee, Indian Territory: February 11, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive the application for the enrollment of Bennie Mackey as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc I-65

Commissioner.

RPI

Muskogee, Indian Territory, February 11, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Bennie Mackey, as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive said application.

Respectfully,

Enc I-67  
RPI

Commissioner.

Through the Commissioner  
of Indian Affairs.



Land  
15371-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS

(COPY)

WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 11, 1907, enclosing record of proceedings in the matter of the application for the enrollment of Bannie Mackey as a Cherokee freedman, including the Commissioner's decision, dated February 4, 1907, declining to receive or consider the application.

The record shows that the applicant is a minor child of one Dennis Mackey, enrolled as a Cherokee freedman, and Nancy Mackey, also enrolled as a Cherokee freedman; that the applicant was born on June 8, 1906. Section 2 of the Act of Congress approved April 26, 1906 (34 Stat.L., 137), provides for the enrollment of children who were minors living March 4, 1906, and the applicant does not come within the provisions of this Act, and it is recommended that the decision of the Commissioner adverse to the applicant be affirmed.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

EVE--SD

D. C. 12849-1907.

LMS

I. T. D.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

J.F.  
C.K.

7024, 7036, 7072, 7080-07.  
7114, 7124, 7130, 7132-07.  
7134, 7136, 7138, 7140-07.  
7142, 7152, 7156, 7160-07.  
7162, 7174, 7176, 7180-07.  
7182, 7190, 7192, 7200-07.  
7206, 7216, 7218, 7224-07.  
7228, 7296, 7330, 7348-07.  
7364, 7388-07.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed.

| Title of Case.                        | Date of Your Letter of Transmittal. |
|---------------------------------------|-------------------------------------|
| Sarah E. Shook,                       | February 23, 1907.                  |
| Vernon A. Huddleston, (Freedman),     | February 16, 1907.                  |
| Edward T. Roberts, (intermarried),    | February 23, 1907.                  |
| Lillie Moffett Dodson,                | February 23, 1907.                  |
| Eugene and Lucinda Snaden (Freedmen), | February 23, 1907.                  |
| Sarah C. Brackett, (intermarried),    | February 23, 1907.                  |
| Andrus E. and Robert Leroy Stiles,    | February 10, 1907.                  |
| Leone and Margree Gunter (Freedmen),  | February 23, 1907.                  |
| Lydia V. Banks (Freedman),            | February 23, 1907.                  |
| Eliza and Mamma Denton (Freedmen),    | February 21, 1907.                  |
| Butler Franklin Stevenson,            | February 21, 1907.                  |
| Chanie M. Blackwell (Freedman),       | February 23, 1907.                  |
| Sam Bane et al.,                      | February 23, 1907.                  |
| Emeline Weaver, (intermarried)        | February 25, 1907.                  |
| John P. Scruggs, (intermarried),      | February 22, 1907.                  |
| Sarah E. Parks, (intermarried),       | February 20, 1907.                  |

| Title of Case.                            | Date of Your<br>Letter of Transmittal. |
|-------------------------------------------|----------------------------------------|
| Lucretia Tidwell, (intermarried),         | February 23, 1907                      |
| John Wilkerson, (intermarried),           | February 20, 1907                      |
| Bennie Mackey (Freedman),                 | February 11, 1907                      |
| Lucy Antoine, (intermarried),             | February 23, 1907                      |
| Mary E. Bible, (intermarried),            | February 4, 1907                       |
| Georgia Murry, (Freedman),                | February 18, 1907                      |
| Nicholas Landrum, Jr. (Freedman),         | February 23, 1907                      |
| Oliver and Cordelia A. Fields (Freedman), | February 23, 1907                      |
| Josephine Harris (Freedman),              | February 23, 1907                      |
| John E. Hildebrand,                       | February 23, 1907                      |
| Cesar L. Appleman,                        | February 20, 1907                      |
| Mary A. J. Vixen,                         | February 23, 1907                      |
| Geraldine Montgomery (Freedman),          | February 23, 1907                      |
| Martha Tidwell,                           | February 23, 1907                      |
| Emily L. Brown, (intermarried),           | February 2, 1907                       |
| Sallie Fourkiller,                        | February 23, 1907                      |
| Mary Harris et al., (Freedman),           | February 12, 1907                      |
| Elias J. Baumhofer, et al.,               | February 23, 1907                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

34 inc. and 68 inc.  
for Indian Office.

Cherokee F  
N. B 484.

Muskogee, Indian Territory, March 29, 1907.

Dennis Mackey,  
Briggs, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, rejecting the application for the enrollment of your child, Bennie Mackey, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Acting Commissioner.

Encl. C-20  
LMC

Cherokee  
D-112 et al.

Muskogee, Indian Territory, March 29, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decisions of the Commissioner to the Five Civilized Tribes, rejecting the applications for the enrollment of Sarah E. Sheek, et al., as citizens of the Cherokee Nation, were affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-44  
LMC

Acting Commissioner.

Cher Fr M 485

Cher Fr M 485

Cherokee Freddman 485

199

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**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved

April 28, 1906.

Minnie L. Peace .....

as a citizen of

... Cher-keo ..... Nation.

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior  
Commission to the Five Civilized  
Tribes.

Filed July 26, 1906

Tams Bixby  
Commissioner.

Received July 18, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Minnie Peace, born on the 29 day of August, 1902  
[Here insert name of child]  
Name of Father: William Peace a citizen of the U.S.A. Nation  
Name of Mother: Mary Peace a citizen of the Cherokee Nation  
Tribal enrollment of father U.S.A. citizen Tribal enrollment of mother Freedman  
Postoffice Hayden

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Mary Peace, on oath state that I am 26  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of William Peace, who is a citizen, by  
adoption, of the U.S.A. Nation; that female child was  
[Male or Female]  
born to me on 29 day of August, 1902; that said child has been named  
Minnie L. Peace and was living March 4, 1906.

(Signed)

Mary Peace.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 16 day of July, 1906.

SEAL

(Signed)

Wm. Madden Jr.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Nettie Champion, a midwife, on oath state that I  
attended on Mary Peace, wife of William Peace  
on the 29 day of August, 1902; that there was born to her on said date a female  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Minnie L. Peace

(Signed)

Nettie Champion,  
her

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Nellie Jane Donilla

J. G. Pruett

Subscribed and sworn to before me this 16 day of July, 1906.

SEAL

(Signed)

Wm. Madden Jr.

Notary Public.



**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

..Robert. Peace.....

as a citizen of

Cherokee..... Nation

Approved..... 190..

Commissioner.

Department of the Interior.

Commission to the Five  
Civilized Tribes.

Filed July 26, 1906.

Tams Bixby, Commissioner.

Received July 18, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Robert Peace, born on the 3 day of September, 1904.  
(Here insert name of child)  
Name of Father: William Peace a citizen of the U. S. A. Minor  
Name of Mother: Mary Peace a citizen of the Cherokee Nation.  
Tribal enrollment of father: U. S. A. Citizen Tribal enrollment of mother: Freedman  
Postoffice: Hayden, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Mary Peace, on oath state that I am 26 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of William Peace, who is a citizen, by adoption of the U. S. A. ~~minor~~; that a male child was (Male or Female) born to me on 3 September, 1904; that said child has been named Robert Peace and was living March 4, 1906.

(Signed) Mary Peace

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 16 day of July, 1906.

(Signed) Wm. Madden Jr.

Notary Public.

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Nettie Champion, a midwife, on oath state that I attended on Mary Peace, wife of William Peace, on the 3rd day of September, 1904; that there was born to her on said date a male (Male or Female) child; that said child was living March 4, 1906, and is said to have been named Robert Peace.

(Signed) Nettie X Champion.  
her mark

WITNESSES TO MARK:

[Must be Two Witnesses]

Nellie Jane Donilla  
J. G. Pryett

Subscribed and sworn to before me this 16 day of July, 1906.

(Signed) Wm. Madden Jr.

Notary Public.

SEAL

Cherokee Freedman 485

199

---

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

..... Minnie L. Peace .....

as a citizen of

..... Cherokee ..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior  
Commission to the Five Civilized  
Tribes.

Filed July 26, 1906.

Tams Bixby , Commissioner

Received July 13, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Minnie L. Peace born on the 29 day of August 1902  
[Here insert name of child]  
Name of Father: William Peace a citizen of the U. S. A. Nation.  
Name of Mother: Mary Peace a citizen of the Cherokee Nation.  
Tribal enrollment of father: U. S. A. citizen Tribal enrollment of mother: Freedman  
Postoffice: Hayden.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Mary Peace, on oath state that I am 26  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of William Peace, who is a citizen, by  
adoption of the U. S. A. Nation; that a female child was  
[Male or Female]  
born to me on 29th day of August 1902; that said child has been named  
Minnie L. Peace and was living March 4, 1906.

(Signed) Mary Peace

WITNESSES TO MARK:

[Must be Two Witnesses] {  
.....  
.....

Subscribed and sworn to before me this 16 day of July 1906.

SEAL

(Signed) Wm. Madden Jr.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Nettie Champion, a midwife, on oath state that I  
attended on Mary Peace, wife of William Peace  
on the 29 day of August 1902; that there was born to her on said date a female  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Minnie L. Peace.

(Signed) Nettie <sup>her</sup> Champion,  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] {  
Nellie Jane Donilla  
J. G. Pruitt

Subscribed and sworn to before me this 16 day of July 1906.

SEAL

(Signed) Wm. Madden Jr.

Notary Public.

Cherokee Freedman 485

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

..Robert Peace.....

as a citizen of

Cherokee..... Nation.

Approved..... 190...

Commissioner.

Department of the Interior  
Commission to the Five Civilized  
Tribes.

Filed July 26, 1906.

Tams Bixby, Commissioner.

Received July 18, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee... Nation,  
of ... Robert Peace..., born on the ... 3... day of September... 1904  
[Here insert name of child]  
Name of Father: ... William Peace... a citizen of the... U. S. A... Nation.  
Name of Mother: ... Mary Peace... a citizen of the... Cherokee... Nation.  
Tribal enrollment of father: ... U. S. A. Citizen... Tribal enrollment of mother: ... Freedman...  
Postoffice: ... Hayden, Indian Territory...

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
... Northern... District. }  
I, Mary Peace, ... on oath state that I am ... 26...  
years of age and a citizen by... adoption... of the... Cherokee... Nation;  
that I am the lawful wife of... William Peace..., who is a citizen, by  
... adoption... of the... U. S. A... Nation; that a male... child was  
Male or Female  
born to me on... 3rd... day of... September... 1904; that said child has been named  
... Robert Peace... and was living March 4, 1906.

(Signed) ... Mary Peace...

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this... 16... day of July... 1906.

(Signed) ... Wm. Madden Jr.,  
Notary Public.

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
... Northern... District. }  
I, ... Nettie Champion..., a... midwife..., on oath state that I  
attended on ... Mary Peace..., wife of... William Peace...  
on the ... 3... day of... September... 1904; that there was born to her on said date a... male  
Male or Female  
child; that said child was living March 4, 1906, and is said to have been named... Robert Peace...

(Signed) ... her  
Nettie X Champion.  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]

... Nellie Jane Donills  
J. G. Pruett

Subscribed and sworn to before me this... 16... day of... July... 1906.

(signed) ... Wm. Madden Jr.,  
Notary Public.

SEAL

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of  
MINNIE L. PEACE and ROBERT PEACE as Cherokee freedmen.

D E C I S I O N .  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on July 18, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation of Minnie L. Peace and Robert Peace, under the provisions of Section Two of the Act of Congress approved April 26, 1906, (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Minnie L. and Robert Peace are the minor children of William Peace and Mary Peace, who are not shown to be either regularly enrolled citizens of the Cherokee Nation or persons who had applications for enrollment pending April 26, 1906.

Section Two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled.

I am therefore of the opinion that I am without authority to receive or consider the applications for the enrollment of said Minnie L. Peace and Robert Peace as Cherokee freedmen, and I hereby decline to receive said applications.

  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 13 1907.

Cherokee F  
N. B. 485.

Muskogee, Indian Territory, July 25, 1906.

Mary Peace,

Hayden, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of applications  
for the enrollment as citizens of the Cherokee Nation of  
Minnie L. Peace, born August 29, 1902, and Robert Peace,  
born September 3, 1904.

Respectfully,

Commissioner.

LMC



Cherokee Freedmen  
N.B. 485

Muskogee, Indian Territory, July 30, 1906.

May Peace,

Hayden, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Minnie L. and Robert Peace, as Cherokee Freedmen, you are advised that from the information contained in the affidavits as to the birth of said children, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee Freedman. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your ~~parents~~ and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

D. C. 33891

Received Aug 10 1906.

Peace, Mary,  
Hayden, I.T.  
Cherokee Nation,  
Aug. 7, 1906.

In re Cherokee N.B. 385.  
Gives information relative  
to her enrollment.

Cherokee enrollment.

(COPY)

D.C. 33891

Hayden 1 t August 7, 1906.

H. J. C. Commissioner  
Muskogee I. T.

Dear Sir:

You ask me to advise the office under what name that i  
was in roll by Mary Champion I am the daughter of An to nettie  
Champion and James Champion my father

remain as

Mary Peace

let me here from yo answer soon and let me no whather you  
found my parents names or not

Cherokee F.  
H.B.485

Muskogee, Indian Territory, February 13, 1907

William Peace,

Hayden, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, refusing to receive or consider the applications for the enrollment of your children, Minnie L. and Robert Peace, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

respectfully,

Encl.H-4  
JMH

Commissioner.

Register.

Cherokee F.  
F.B. 485

Muskogee, Indian Territory, February 13, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, refusing to receive or consider the applications for the enrollment of Minnie L. and Robert Peace as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-5  
JMH

Commissioner.

Muskogee, Indian Territory, February 13, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the applications for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. 137), of Minnie L. and Robert Peace, as Cherokee freedmen, together with the decision of the Commissioner, dated February 13, 1907, refusing to receive or consider said applications.

Respectfully,

Encl.H-6  
JMH

Commissioner.

Through the Commissioner  
of Indian Affairs.

LAND.  
16271-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

February 27, 1907.

COPY.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Minnie L. and Robert Peace, as Cherokee freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, adverse to the applicants.

The record shows that on July 18, 1906, applications were received by the Commissioner to the Five Civilized Tribes for the enrollment of the applicants herein. The evidence shows that they are the minor children of William Peace and Mary Peace, who are not shown to be either regularly enrolled citizens of the Cherokee Nation or persons who had applications pending April 26, 1906.

Therefore, by reason of the provisions of the Act of April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of these applicants as Cherokee freedmen.

Very respectfully,

C. F. Iarrabee,

Acting Commissioner.

KRM-LC.

IRS.

W.H.M.  
J.P.

DEPARTMENT OF THE INTERIOR,

D.C. 12639-1907.

WASHINGTON.

I. T. D.

5694, 5712, 5714, 5716,  
5726, 5768, 5808, 5822,  
5826, 5836, 5850, 5862,  
5860, 5866, 5870, 5772,  
5880, 5910, 5916, 5934,  
5942, 5946, 5948, 5950,  
5954, 5960, 5970, 5972,  
5996, 5998, 6000, 6002,  
all 1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of Case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| Moses Hardrick, et al. (freedmen),  | February 13, 1907.                  |
| Alexander M. Anderson,              | February 21, 1907.                  |
| Mailine Patrick,                    | February 19, 1907.                  |
| Leona Arreta Kincaide,              | February 12, 1907.                  |
| Keoma Verley Hicks, (freedman),     | February 12, 1907.                  |
| James McCamish,                     | February 2, 1907.                   |
| George W. Hill,                     | February 15, 1907.                  |
| Lydia M. Ward, et al. (freedmen),   | February 12, 1907.                  |
| Mary B. Coker,                      | February 8, 1907.                   |
| Charlotte M. Laughlin, et al.,      | February 21, 1907.                  |
| Jessie Lee Ligon, et al.,           | February 16, 1907.                  |
| Joseph Benson,                      | February 14, 1907.                  |
| John Earl Redfern, et al.,          | February 15, 1907.                  |
| Minnie L. Peace, et al. (freedmen), | February 13, 1907.                  |
| Clark B. Garmery,                   | February 19, 1907.                  |
| George E. Freeman (freedman),       | February 16, 1907.                  |



| Title of Case.                        | Date of your<br>letter of transmittal. |
|---------------------------------------|----------------------------------------|
| Mary J. Graybeard,                    | February 8, 1907.                      |
| Sarah Skaggs, et al.,                 | January 17, 1907.                      |
| Alverts Blannings, et al. (freedmen), | February 12, 1907.                     |
| Tyre Finley (freedman),               | February, 12, 1907.                    |
| Clarence Landrum, et al (freedmen),   | February 14, 1907.                     |
| Minnie E. Powell,                     | February 14, 1907.                     |
| D. H. Flournoy,                       | February 2, 1907.                      |
| Sarah J. Martin,                      | February 14, 1907.                     |
| Elizabeth Coleman,                    | February 8, 1907.                      |
| Roxie Christine Binns,                | February 16, 1907.                     |
| Ella Hill, (freedman),                | February 16, 1907.                     |
| Jane Langley,                         | February 6, 1907.                      |
| Frances Elizabeth Forbes,             | February 12, 1907.                     |
| Isabelle J. Paris,                    | February 9, 1907.                      |
| Clarence Hill, et al. (freedmen),     | February 12, 1907.                     |
| Mary Dean, et al. (freedmen),         | January 18, 1907.                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

32 enclosures, and  
70 enclosures to Ind Of.,  
with carbon hereof.

A. F. Mc.  
3-2-07.

Cherokee P.  
H.B. 486

COPY

Muskogee, Indian Territory, March 22, 1907.

William Peace,

Hayden, Indian Territory.

Dear Sir:

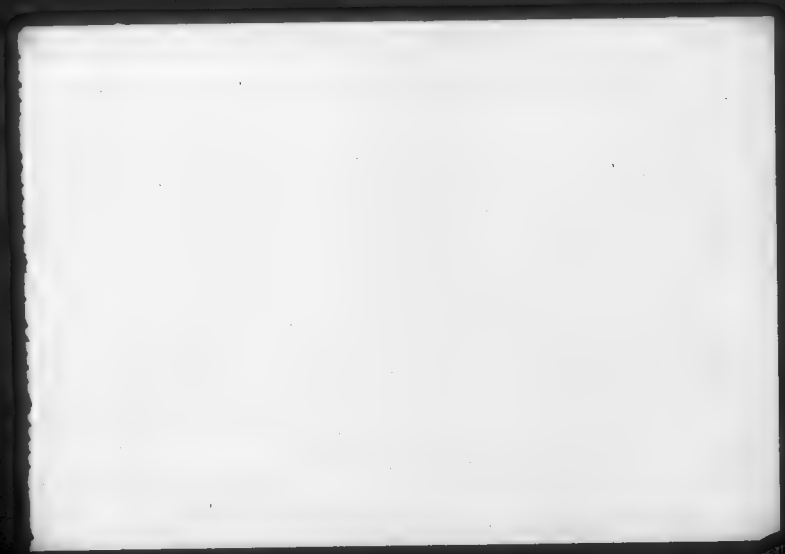
You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of your children, Minnie L. and Robert Peace, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Bixby.*  
Commissioner.

Encl. H-117  
JMH



Cher Fr M 486

Cher Fr M 486

---

**IN RE**  
**Application for Enrollment of**  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

.....Addie E. Rogers.....

as a citizen of

.....Cherokee..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior  
Commissioner to the Five  
Civilized Tribes

F I L E D

JUL 26 1906

Tams Bixby, Commissioner

Received JUL 19 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ..... Nation,  
of Addie E. Rogers ..... , born on the 5th day of May ..... 1905..  
[Here insert name of child]  
Name of Father: Gussie Rogers ..... a citizen of the noncitizen ..... Nation.  
Name of Mother: Jeanetta Rogers ..... a citizen of the Cherokee ..... Nation.  
Tribal enrollment of father: noncitizen ..... Tribal enrollment of mother: Cherokee Freedman  
Postoffice: Coffeyville, Kansas .....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

..... Northern ..... District. }

I, Jeanetta Rogers ..... on oath state that I am ..... 21 .....  
years of age and a citizen by Freedman blood of the Cherokee ..... Nation;  
that I am the lawful wife of Gussie Rogers ..... , who is a citizen by  
non citizen ..... of the ..... Nation; that a female ..... child was  
[Male or Female]  
born to me on 5th ..... day of May ..... 1905.; that said child has been named  
Addie E. Rogers ..... and was living March 4, 1906.

Signed Jeanetta Rogers .....

WITNESSES TO MARK:

[Must be Two  
Witnesses] { J. A. Fillotson .....  
Hazel Burnett .....

Subscribed and sworn to before me this 18th ..... day of July ..... 1906.

My Com Ex Oct. 30" 1908

..... Oscar L. Rogers .....

SEAL

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

..... Northern ..... District. }

I, Millie Robinson ..... , a Midwife ..... , on oath state that I  
attended on Jeanetta Rogers ..... , wife of Gussie Rogers .....  
on the 5th ..... day of May ..... 1905.; that there was born to her on said date a female .....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Addie E. Rogers .....

Signed Millie Robinson .....

WITNESSES TO MARK:

[Must be Two  
Witnesses] { J. A. Fillotson .....  
Hazel Burnett .....

Subscribed and sworn to before me this 18 ..... day of July ..... 1906.

My Com ex Oct. 30" 1908

..... Oscar L. Rogers .....

SEAL

Notary Public.

---

**IN RE**  
**Application for Enrollment of**  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

.....Addle E. Rogers.....  
as a citizen of  
.....Cherokee..... Nation.

---

REB  
Approved..... 190.....  
.....  
Commissioner.

---

Department of the Interior,  
Commissioner to the Five  
Civilized Tribes,

F I L E D

Nov 10 1906

Tams Bixby, Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of ...Addie E. Rogers....., born on the 5th day of May.....1905  
(Here insert name of child)  
Name of Father: Gussie Rogers.....a citizen of the.....U.S.....~~XXXX~~  
Name of Mother: Jennetta Rogers.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Tribal enrollment of mother: Card F.R. 624  
Postoffice.....Coffeyville, Kansas.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Western.....District. }

I, Jennetta Rogers.....on oath state that I am.....21.....  
years of age and a citizen by adoption.....of the.....Cherokee.....Nation;  
that I am the lawful wife of.....Gussie Rogers....., who is a citizen, ~~XX~~  
.....of the.....United States.....~~XXXX~~ that a female child was  
(Male or Female)  
born to me on 5th day of May.....1905.....; that said child has been named  
.....Addie E. Rogers.....and was living March 4, 1906.

Signed Jennetta Rogers

WITNESSES TO MARK:

[Must be Two Witnesses] William Robinson.....  
Millie Roberson.....

Subscribed and sworn to before me this 31st day of Oct.....1906.

SEAL

B. P. Rasmus.....  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern.....District. }

I, W. H. Wells.....a Physician.....on oath state that I  
attended on Jennetta Rogers.....wife of.....Gussie Rogers.....  
on the 5th day of May.....1905.....; that there was born to her on said date a female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named.....

Addie E. Rogers

Signed W. H. Wells

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 29th day of December.....1906.

SEAL My Com Ex March 2 1909

W. P. Martin.....  
Notary Public.



U. S. DIST. CT. IND. TER.  
FILED  
AT INDIANAPOLIS, I. T.  
OCT 1 1906

*John A. Baird*  
U. S. DIST. CT. IND. TER.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED  
OCT 31 1906  
1906  
COMMISSIONER

7817, 81, 11, 7  
311

## CERTIFICATE OF RECORD.

United States of America, )  
INDIAN TERRITORY, )  
Northern District. )

I, *CHARLES A. DAVIDSON*, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the *7* day of *1904*, at *M*, and duly recorded in Book *C*, Marriage Record, Page *87*

WITNESS my hand and seal of said Court at Vinita, in said Territory this *7* day of *A. D. 1904*

*Charles A. Davidson*

Clerk.

By

Deputy

# MARRIAGE LICENSE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

No. 113

To Any Person Authorized by Law to Solemnize Marriage---Greeting:

You are **Hereby Commanded** to Solemnize the Rite and Publish  
the Banns of Matrimony between Mr. G. S. Rogers,  
of Coffeyville Kansas, in the Indian Territory, aged 30 years,  
and Miss Jettie Robinson, of Coffeyville Kansas, in  
the Indian Territory, aged 19 years, according to law, and do you officially sign and return  
this License to the parties therein named.

WITNESS my hand and official seal at Nowata, Indian Territory, this 23 day  
of Apr, A. D. 1904.

By J. H. Morehouse Deputy.  
Chas A Davidson  
Clerk of the U. S. Court.

## CERTIFICATE OF MARRIAGE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

I, Rev Jesse Rowe, a Minister of the Gospel,  
DO HEREBY CERTIFY, that on the 23 day of April, A. D. 1904,  
did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish  
the Banns of Matrimony between the parties therein named.

WITNESS my hand this 23 day of April, A. D. 1904.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book B, Page 56-20

Jesse Rowe  
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Northern District,  
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the  
amount of One Hundred Dollars (\$100.00).

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, IND. TER. OCTOBER 31, 1906.

In the matter of the application for the enrollment  
of Addie E. Rogers as a Cherokee Freedman.

JENNETTA ROGERS being first duly sworn, testified  
as follows:

ON BEHALF OF COMMISSIONER:

- Q. What is your name? A. Jennetta Rogers.  
Q. How old are you? A. Twenty-two.  
Q. What is your postoffice? A. Nowata, Indian Territory--  
Coffeyville, Kansas, new.  
Q. Are you a Cherokee freedman? A. Yes sir.  
Q. What is the name of your father? A. W. H.--William Henry  
Robinson.  
Q. You have just executed a corrected affidavit as to the birth  
on May 5, 1905, of your child, Addie E. Rogers, have you?  
A. Yes sir.  
Q. You present a marriage license and certificate showing the  
marriage on April 23, 1904, of G. S. Rogers and Jennettie  
Robinson, are you the identical person mentioned in this  
license and certificate as Jennettie Robinson? A. Yes sir  
Q. Is your husband, the father of your child, the person whose  
name is given in this license as G. S. Rogers? A. Yes sir.

-----  
Lucy M. Bowman, being first duly sworn, states that as  
stenographer to the Commissioner to the Five Civilized Tribes  
she correctly recorded the proceedings had in the above en-  
titled cause, and that the above is a full, true and correct  
transcript of her stenographic notes thereof.

*Lucy M. Bowman*

Subscribed and sworn to before me this 9th day of November, 1906

*John E. Tidwell*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Addie E. Rogers as a Cherokee Freedman.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 19, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation, of Addie E. Rogers, under the provisions of Section Two of the Act of Congress approved April 26, 1906, (34 Stat. 137). Further proceedings were had in the matter of said application at Muskegee, Indian Territory, October 31, 1906.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Addie E. Rogers, who was born, May 8, 1905, and was living March 4, 1906, is a minor child of Gussie Rogers a non-citizen of the Cherokee Nation and Jennetta Rogers an alleged Cherokee freedman and possesses no right to enrollment as a Cherokee freedman not possessed by either of her said parents. It is further shown that the application of said Jennetta Rogers for enrollment as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes and its action was on May 2, 1906, (I.T.D. 5122-1904, 2532-1905, 1196-1906), approved by the Secretary of the Interior. It is further shown, that on June 21, 1906, a motion for rehearing was filed in the case of said Jennetta Rogers, which was on January 7, 1907, forwarded to the Department for consideration.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled.

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Addie E. Rogers is not entitled to enrollment as a Cherokee freedman and her application for enrollment as such is accordingly denied.

Dated at Muskegee, Indian Territory,

  
Commissioner.

this FEB 14 1907

Cherokee F.  
N. B. 486.

Muskogee, Indian Territory, July 25, 1906.

Jeanetta Rogers,  
Coffeyville, Kansas.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Addie E. Rogers, born May 5, 1905.

Respectfully,

Commissioner.

INC

REFER IN REPLY TO THE FOLLOWING:

**Cherokee Freedmen**  
**N.B. 486**

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, July 30, 1906.

Jeanetta Rogers,  
Coffeyville, Kansas.

Dear Madam:

In connection with the application for the enrollment of your child, Addie E. Rogers, as a Cherokee Freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee Freedman. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

(COPY)

D.C.32937.

Department of the Interior,  
Commissioner to the five civilized Tribes,  
Muskogee, I. T.

Gentlemen

In reply to your letter of July 30th In regards to my applicant for the enrollment of my child as a Cherokee freedmen. and all so I shall refuse you to my parents. My farther William Roberson My mother Millie Roberson. My name was Jeanetta Roberson before I married my age is 21 I was born 1885 Aug. 12th.

I was enrolled Jeanetta Roberson and since have married to gusie Rogers so my name is Jeanetta Rogers you can all so look up Williams enrollment of his family my brothers are James Roberson & Charly Roberson. giveing 4 nanes of the family. you can all so write William Roberson at Nowata, I. T. for more information if you weash though you can easy find my name on the roll.

Gentlemen I thank you kindly for notiefying me.

Yours truly

Jeanetta Rogers

Coffeyville Kansas.

1005 W. 12.St.



and return to this office, your name should appear  
the affidavit as Jennetta Rogers. This matter should receive  
your immediate attention.  
N.B. 486

Muskogee, Indian Territory, August 31, 1906.

Jennetta Rogers,  
Coffeyville, Kansas.

Dear Madam:

In connection with the application for the enrollment of your child, Addie E. Rogers, as a Cherokee freedman, you are advised that from the information contained in your recent letter without date, you have been identified upon the records of this office as an applicant for enrollment as a Cherokee freedman under the name of Jennette Robinson. Your name appears throughout the affidavit as to the birth of said child as Jeanetta Rogers.

There is enclosed herewith a blank form of birth affidavit which you are requested to have properly executed and return to this office, your name to appear throughout the affidavit as Jennetta Rogers. This matter should receive your immediate attention.

It appears from the affidavit that you have married since application was made for your enrollment and you are requested to forward, with the affidavit, either the original

or a certified copy of the marriage license and certificate of  
yourself and said <sup>father</sup> child's mother.

You are requested to return this letter with your  
reply.

Respectfully,

Encl. H.J.-59.  
H.J.C.

Acting Commissioner.

Muskogee F.  
N.F.B.486.

Muskogee, Indian Territory, December 20, 1906.

Jennetta Rogers,  
Coffeyville, Kansas.

Dear Madam:

In connection with the application for the enrollment of your child, Addie E. Rogers, as a Cherokee Freedman, you are advised that in the affidavit of the physician who attended you at the birth of said child, the venue of the notary is given as Northern District, Indian Territory, while his notarial seal shows him to be an officer in and for Montgomery County, Kansas.

There is enclosed herewith corrected affidavit, which you are requested to properly execute and return to this office at the earliest practicable date.

You are requested to return this letter with the affidavit.

Respectfully,

Incl.C-21  
LMC

Acting Commissioner.

Cherokee F.V.B.

486

Muskogee, Indian Territory, February 14, 1907

Gussie Rogers,

Coffeyville, Kansas.

Dear Sir:

There is enclosed herewith ~~copy~~ of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting the application for the enrollment of your minor child, Addie F. Rogers, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-56  
RPI

Commissioner.

Register.

Cherokee F.N.B.

486

Muskogee, Indian Territory, February 14, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting the application for the enrollment of Addie E. Rogers as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc I-54

Commissioner

RPI

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment under the Act of Congress approved April 26, 1906, (34 Stat. 137), of Addie E. Rogers as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, rejecting said application.

Respectfully,

Enc I-55

Commissioner

RPI

Through the Commissioner  
of Indian Affairs.

Refer in reply to the following:

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
Land. 18000-1907. WASHINGTON. February 28, 1907.  
(COPY)

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 14, 1907, enclosing record in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat.L., 137), of Addie E. Rogers as a Cherokee freedman, including the Commissioner's decision of February 14, 1907, rejecting the application.

The record shows that the applicant herein was born May 5, 1905, and was living March 4, 1906, and is a minor child of Gussie Rogers, a non-citizen of the Cherokee Nation, and Jennetta Rogers, an alleged Cherokee freedman. It is further shown that Jennetta Rogers' application for enrollment as a Cherokee freedman was denied by the Commissioner, and his action affirmed on May 2, 1906 (I.T.D. 5122-1904, 2532-1905, 1196-1906)

The Office is of the opinion that the decision of the Commissioner, denying the application, is correct, and it is recommended that it be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EVL--SD.

Y.P.  
O.K.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

IRS.

D.C.12638-1907.

I.T.D. 5702, 5864, 6070, 6082,  
6088, 6090, 6100, 6106,  
6106, 6122, 6156, 6172,  
6248, 6524--1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory;

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of Case.                       | Date of Your Letter of Transmittal. |
|--------------------------------------|-------------------------------------|
| E. A. Welch,                         | February 19, 1907.                  |
| Belle Harlin,                        | February 9, 1907.                   |
| Claude L. and Martha M. Washbourne,  | February 16, 1907.                  |
| George W. Evans et al.,              | February 12, 1907.                  |
| Joe Iney Bell (Freedman),            | February 19, 1907.                  |
| Clara Ross (Freedman),               | February 18, 1907.                  |
| Russel and Herman Hill (Freedman),   | February 18, 1907.                  |
| George Brown (Freedman),             | February 18, 1907.                  |
| James and Mary L. Huston (Freedmen), | February 19, 1907.                  |
| Addie E. Rogers (Freedman),          | February 14, 1907.                  |
| Eddy S. Thompson,                    | February 8, 1907.                   |
| Mary Ann Divers et al. (Freedmen),   | February 11, 1907.                  |
| Esam and Johnie Ross (Freedmen),     | February 15, 1907.                  |
| Ralph Elliott,                       | February 13, 1907.                  |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,  
(Signed) Jesse E. Wilson,  
Assistant Secretary.

14 inc. and 28 inc.  
for Indian Office.

A. F. Ho.  
3-2-07.



Cherokee N.B.

488.

COPY

Muskogee, Indian Territory, March 11, 1907.

Gussie Rogers,

Coffeyville, Kansas.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, denying the application for the enrollment of your minor child, Addie E. Rogers, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

SIGNED *James Smith*

Commissioner.

Enc I-5

RPI

Cherokee N.B.

486

CO.

Muskogee, Indian Territory, March 11, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, denying the application for the enrollment of Addie E. Rogers as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to:

Respectfully,

RPI

Commissioner.

Enc I-4

The last affidavit filed  
cures the discrepancy as  
between it & the prior affidavit  
but not as between it and  
the marriage certificate.

This defect can, however, be  
overlooked as the mother  
is a citizen and the parent  
through whom applicant  
makes application for en-  
rollment.

The physicians affidavit ac-  
companying the last application  
however contains a defect that  
can be overlooked, if a decision  
is prepared in this matter.

The defect is, that it is  
very apparent two acknow-  
ledgments have been taken  
to the physicians affidavit  
& two seals, of ~~the~~ different  
jurisdictions affixed thereto.

One is of the jurisdiction of  
Montgomery Co Kansas &  
the other of the Indian Territory. With-  
out an explanatory decision this  
defect would invalidate the  
affidavit. J.C.C.

Written on P.O. box  
at Jennetta

motion for rehearing  
filed

Cher Fr M 487

Cher Fr M 487

---

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

.....Jesse Riley.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior  
Commissioner to the Five  
Civilized Tribes.

Filed Jul 26 1906

Tans Bixby  
Commissioner

Received Jul 21 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of ..Jesse Riley....., born on the 23.....day of ..January.....1905.  
[Here insert name of child]  
Name of Father:.....Jesse Riley.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Ruth Riley.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Freedman.....Tribal enrollment of mother.....Freedman.....  
Postoffice.....Chelsea, Indian Territory.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern.....District. }

I, ..Ruth Riley....., on oath state that I am.....36.....  
years of age and a citizen by ..adoption..... of the.....Cherokee..... Nation;  
that I am the lawful wife of.....Jesse Riley....., who is a citizen, by  
adoption..... of the.....Cherokee.....Nation; that a ..male...child was  
[Male or Female]  
born to me on ..23rd.....day of.....January.....1905; that said child has been named  
Jesse Riley..... and was living March 4, 1906.

(Signed) Ruth Riley.....

WITNESSES TO MARK:

[ Must be Two  
Witnesses ] {

Subscribed and sworn to before me this.....19th.....day of.....July.....1906.

(Signed) Jewell Clark.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern.....District. }

I, ..Hannah Riley....., a mid-wife....., on oath state that I  
attended on ..Ruth Riley....., wife of.....Jesse Riley.....  
on the ..23rd.....day of.....January.....1905; that there was born to her on said date a ..male  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....Jesse Riley.....

(Signed) Hannah Riley.....

WITNESSES TO MARK:

[ Must be Two  
Witnesses ] {

Subscribed and sworn to before me this.....19th.....day of.....July.....1906.

(Signed) Jewell Clark.....

Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

as a citizen of

*Cherokee* Nation.

Approved..... 190...

Commissioner.

Department of the Interior  
Commissioner to the Five  
Civilized Tribes.

Filed Oct 16 1906

Tams Rixby  
Commissioner



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee ..... Nation,  
of ... Jesse Riley ..... born on the 23rd day of ... January ..... 1905.  
[Here insert name of child]  
Name of Father: ... Jesse Riley ..... a citizen of the ... Cherokee ..... Nation.  
Name of Mother: ... Ruth Riley ..... a citizen of the ... Cherokee ..... Nation.  
Tribal enrollment of father. Card. F. D. 261 ..... Tribal enrollment of mother. Card. F. D. 579 .....  
Postoffice. ... Chelsea, Indian Territory. ....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
... Northern ..... District. }

I, ... Ruth Riley ..... on oath state that I am ... 36 ...  
years of age and a citizen by ... adoption ... of the ... Cherokee ..... Nation;  
that I am the lawful wife of ... Jesse Riley ..... who is a citizen, by  
... adoption ... of the ... Cherokee ..... Nation; that a ... male ... child was  
[Male or Female]  
born to me on ... 23rd ... day of ... January ..... 1905; that said child has been named  
... Jesse Riley .....  
and was living March 4, 1906.

(Signed) Ruth Riley

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
.....

Subscribed and sworn to before me this ... 17 ... day of ... August ..... 1906.

(SEAL)

(Signed) Archibald Bond

My commission expires April 26, 1909

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
... Northern ..... District. }

I, ... Hannah Riley ..... a ... midwife ..... on oath state that I  
attended on ... Ruth Riley ..... wife of ... Jesse Riley .....  
on the ... 23rd ... day of ... January ..... 1905; that there was born to her on said date a ... male ...  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named ... Jesse Riley .....

her  
Hannah x Riley  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { ... (Signed) Terrey Riley .....  
... (Signed) J. D. Williams .....

Subscribed and sworn to before me this ... 22 ... day of ... Sept. .... 1906.

(SEAL)

(Signed) Archibald Bond

My commission Expires April 26, 1909.

Notary Public.

#  
File 1807IN RE  
THE DEATH OF

Jesse Riley Jr

a citizen of the

Cherokee

Nation.

*Okas to Offt of Bull Riley*  
*JTS*  
Approved AUG 2 1907 190*J. H. Wiegman*  
Commissioner.

AUG 2 1907

# DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Jesse Riley Jr.  
(Here insert name of deceased.)

a citizen of the Cherokee (Freedman) Nation, who formerly resided at or near  
Chelsea, Ind. Ter., and died on the 21st day of  
(Here insert name of postoffice.)  
May, 1907.

### AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY,  
Northern District. }

I, Ruth Riley, on oath state that I am over 21  
 years of age and a <sup>non</sup> citizen, by \_\_\_\_\_, of the Cherokee Nation;  
 that my post office address is Chelsea, Ind. Ter.; that I am  
(Here insert name of post office.)  
 the mother of Jesse Riley Jr,  
(State relationship as: the father; an uncle; a cousin, etc.) (Here insert name of deceased.)  
 who was a citizen, by Freedman, of the Cherokee Nation;  
Jesse Riley Jr  
 and that said \_\_\_\_\_ died on the 21st day of  
(Here insert name of deceased.)  
May 1907.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this 31st day of July 1907.  
my Com Expires  
April 13 - '08.  
Joe Chambers  
 Notary Public.

### AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, }  
INDIAN TERRITORY,  
Northern District. }

I, Moses Riley, on oath state that I am 56  
 years of age, and a <sup>Freedman</sup> citizen, by \_\_\_\_\_, of the Cherokee Nation;  
 that my post office address is Chelsea, Ind. Ter.;  
(Here insert name of post office.)  
 that I was personally acquainted with Jesse Riley Jr,  
(Here insert name of deceased.)  
 who was a citizen, by Freedman, of the Cherokee Nation;  
 and that said Jesse Riley Jr died on the 21 day of  
(Here insert name of deceased.)  
May 1907.

WITNESSES TO MARK:

(Must be Two  
Witnesses.)

Subscribed and sworn to before me this 2 day of July 1907.

Notary Public.

IN RE  
THE DEATH OF

*Jesse Riley Jr.*

A CITIZEN OF THE

*Cherokee* Nation

*W.H.*  
Approved *Aug 2* 1907

Commissioner

DEPARTMENT OF THE INTERIOR.  
Commissioner to the Five Civilized Tribes.

FILED

*Aug 2 1907*

*J. S. Wright,*

Commissioner.

32

**Department of the Interior,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of \_\_\_\_\_  
(Here insert name of deceased)

a citizen of the \_\_\_\_\_ Nation, who formerly resided at or near  
\_\_\_\_\_, Ind. Ter., and died on the \_\_\_\_\_ day of  
(Here insert name of post office)

1  
**AFFIDAVIT OF RELATIVE**

I, \_\_\_\_\_, on oath state that I am \_\_\_\_\_  
years of age and a citizen, by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
that my postoffice address is \_\_\_\_\_ Ind. Ter.; that I am  
(Here insert name of postoffice)  
of \_\_\_\_\_  
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)  
who was a citizen, by \_\_\_\_\_ of the \_\_\_\_\_ Nation  
and that said \_\_\_\_\_ died on the \_\_\_\_\_ day of  
(Here insert name of deceased)

1  
WITNESSES TO MARK:

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1907

Notary Public.

**AFFIDAVIT OF ACQUAINTANCE**

*Western District*  
*Ind. Ter.* }  
I, *Moses Riley* \_\_\_\_\_, on oath state that I am *56*  
*Friedman* \_\_\_\_\_ years of age, and a citizen by \_\_\_\_\_ of the *Cherokee* Nation;  
that my postoffice address is *Chelsea* \_\_\_\_\_, Ind. Ter.;  
(Here insert name of postoffice)  
that I was personally acquainted with *Jesse Riley Jr.* \_\_\_\_\_  
*Friedman* \_\_\_\_\_ (Here insert name of deceased)  
who was a citizen, by \_\_\_\_\_ of the *Cherokee* Nation;  
and that said *Jesse Riley Jr.* \_\_\_\_\_ died on the *21* day of  
(Here insert name of deceased) *May* *1907*

WITNESSES TO MARK:

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this *2* day of *August*, 1907

*John E. Tidwell*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Jesse Riley as a Cherokee freedman.

D E C I S I O N

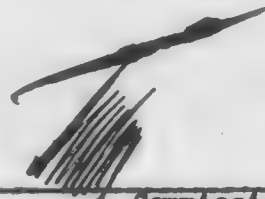
THE RECORDS OF THIS OFFICE SHOW: That on July 21, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Jesse Riley, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Jesse Riley, is the minor child of Jesse Riley and Ruth Riley, alleged Cherokee freedmen, and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that the applications for the enrollment of said Jesse Riley and Ruth Riley as Cherokee freedmen, were denied by the Commissioner to the Five Civilized Tribes February 27, 1907, and his decision was on said date, forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Jesse Riley is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



\_\_\_\_\_  
Commissioner

Dated at Muskogee, Indian Territory,  
this FEB 2 1907.

Cherokee F  
N. B. 487.

Muskogee, Indian Territory, July 25, 1900.

Jesse Riley,  
Chelsea, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Jesse Riley, born January 23, 1903.

Respectfully,

Commissioner.

LMC

Cherokee F.  
N. B. 487.

Muskogee, Indian Territory, August 11, 1906.

Jesse Riley,  
Chelsea, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Jesse Riley, as a Cherokee freedman, you are advised that the notary before whom the affidavit was executed, failed to affix his notarial seal to the affidavits of the mother of said child and to the affidavit of the mid-wife who was in attendance at the birth of said child.

There is enclosed herewith a blank form of birth affidavit, which you are requested to properly execute and return to this office, the notary before whom the affidavit is executed to affix his notarial seal to each separate affidavit. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Commissioner.

Incl. Call  
LMC



Cherokee F. H. B.

487

Muskogee, Indian Territory, February 28, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of Jesse Riley as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc. M-27.

Commissioner.

MH

Muskogee, Indian Territory, February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the provisions of the Section two of the Act of Congress approved, April 26, 1906 (34 Stat., 137), of Jesse Riley, as a Cherokee freedman, together with the Commissioner's decision dated February 28, 1907, rejecting said application.

Respectfully,

Incl. GL-12.  
OHL

Commissioner.

Through the Commissioner  
of Indian Affairs.

Cherokee F. N. B.

487

Muskogee, Indian Territory, February 28, 1907.

Jesse Riley,

Chelsea, Indian Territory.

Dear sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your minor child, Jesse Riley, as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc. M-28

Commissioner.

MH

Register.

(COPY)

LAND  
21760-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the consolidated application for the enrollment of Moses Riley, et al., as Cherokee freedmen, wherein a final decision of rejection was rendered by the Commissioner as to all the parties applicant on February 27, 1907.

This case was remanded by the Department for further investigation, and a large number of witnesses were sworn and testified in the case, and 285 pages of additional testimony taken. In addition to the oral evidence, certain original and certified copies of records throwing light on the contentions of the parties, were filed with the record and are now submitted.

Commissioner Bixby found that the applicants had not been in such a manner recognized by the tribal authorities of the Cherokee Nation as freedmen of that Nation as to entitle them under the present laws to enrollment as freedmen of the Cherokee Nation. The Office cannot concur in this recommendation.

The Supplemental evidence submitted, in the judgment of the Office, by a clear preponderance thereof shows that

(2)

Samuel Riley, or Riley McNair, who was at the beginning of the War of the Rebellion a slave of a Cherokee citizen, returned to the Cherokee Nation within the time prescribed by the treaty of 1866 and re-established himself therein. Documentary and other evidence clearly showing recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the Nation is in the record. It is also shown that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and no serious question has been raised as to their right to so remain and occupy the tribal lands.

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Fathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elnora Riley, Ideller Riley, Luther D. Riley, Frank Riley, Lattie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley, -(son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Calvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Pessie Scott, Jimmie Scott, Delilah Johnson, Allie Johnson,

(3)

Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson, Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson, Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson, Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls, Edward Curls, James Curls, George Curls, Stephenia Curls, Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson, Clyde Thompson, Hollie Townsend, Rosa Townsend, George Townsend, Arthur Townsend, Ethel Townsend, Emma Purtle, Frank Riley and Lovat Vann (children of Emma Purtle and Jesse Vann), Julius Curls, Jr.,-(son of Riley Curls), Oak Leon Wagoner (son of Cora J. Wagoner), Jesse Barnett (son of Lard and William Riley), Ellen Vean, Walter Vann, Vaneta Vann, and John C. Wiley (son of William Riley).

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-LC..

VI  
1976

(COPY)

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 4, 1907.

Land

-----  
21888-1907  
21899-1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed records of the Commissioner to the Five Civilized Tribes in the matter of the applications of Julius Curls and Elmore Vann, applicants for enrollment as Cherokee freedmen, wherein decisions adverse to them were rendered by the Commissioner to the Five Civilized Tribes.

On the 2nd instant the Office in forwarding the Cherokee freedman case of Moses Riley recommended that the parents of these applicants, through whom they claim their rights, be enrolled. It necessarily follows, since the applications in these cases were made within the time prescribed by law, that if the parents were entitled, so are the children. It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed and that Julius Curls and Elmore Vann be enrolled as Cherokee freedmen.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

EBH-GH

(COPY)

Land.  
21,902-1907. DEPARTMENT OF THE INTERIOR,  
21,912-1907. OFFICE OF INDIAN AFFAIRS,  
21,909-1907. WASHINGTON.

March 4, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the applications for enrollment of Jesse Riley, Oak Leon Wagoner and Alice Riley, as Cherokee freedmen.

The Commissioner to the Five Civilized Tribes rejected these applicants because he had already rejected their parents who were involved in the consolidated Cherokee freedmen case of Moses Riley, et al.

On the 2nd instant in forwarding the case of Moses Riley, et al., the Office recommended the enrollment of the parents of each of these minors.

It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed, and that the applicants be enrolled.

Very respectfully,

C. T. Larrabee,

Acting Commissioner.

(E.B.H.) P.

E.I.  
H.C.



DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

J.W.H.  
J.W.H.  
W.C.P.  
J.R.W.

I.T.D.  
7912-1907.  
8018-4042-1907:

F.L.C.

March 4, 1907.

The Commissioner to the  
Five Civilized Tribes.

Sir:

The Department has considered the record in the matter of the consolidated applications for the enrollment of Moses Riley et al. as Cherokee freedmen, which was the subject of your decision of February 27, 1907, adverse to the applicants.

It seems that this case is now before the Department with additional testimony taken upon rehearing beginning October 26, 1906. There is no question as to the right of the common ancestor of these applicants, as well as the older parties to the case, to avail themselves of the opportunity afforded by article 9 of the treaty of 1866, between the United States and the Cherokee Nation, to acquire citizenship therein. The only question in issue concerns the date of the return of the common ancestor and his children to the Cherokee Nation. On the part of the applicants it is alleged that such return was made in the year 1866, it being claimed that the father of the family went first to the nation early in the spring of that year, and later returned to Kansas for the other members of the family, with whom he removed from Kansas to the Cherokee Nation in the fall of that year.

On behalf of the Cherokee Nation it is contended that the head of the Riley family did not go to the Cherokee Nation until the spring of 1867, and that the removal of the family did not follow until the fall of that year.

In your said decision of February 27, 1907, you state that the testimony introduced on behalf of the Cherokee Nation shows conclusively that no crop was made on the McNair place (in the Cherokee Nation) by any member or members of this family in 1866, and that none of said family was on that place "after the war of the rebellion, earlier than, possibly, May, 1867". This statement is presumably designed as a finding contrary to certain portions of the testimony of the applicants tending to show that the head of the family raised a crop of corn on the McNair place during the year 1866.

It is further stated in said decision that the testimony introduced on behalf of the applicants, to the effect that when the Riley family left the State of Kansas, they went direct to the said McNair place in the Cherokee Nation, is uncontradicted. Following this statement an analysis is made of the testimony of Judge William Spriggs, which was in favor of the applicants, and the inference is drawn that the testimony of Mr. Spriggs is inaccurate in respect to time.

Reference is also made by you to the census roll of citizenship of the Cherokee Nation prepared in the year 1867 by W. Tompkins, who was appointed by the United States as

commissioner for that purpose. As the applicants' names do not appear upon this roll you infer that they did not return to the nation within the time limited by the treaty of 1866. Reference is also made to the decision rendered by a commission on citizenship in the Cherokee Nation about the year 1878, or 1879, relative to one Riley McNair. The record does not clearly disclose anything concerning this decision, save that it went "by default" apparently in favor of the plaintiff.

Reporting in the matter, March 2, 1907, the Indian Office stated that it could not concur in your recommendation adverse to the applicants, finding that the supplemental evidence, by a clear preponderance of proof, showed return of Samuel Riley, or Riley McNair, to the Cherokee Nation within the time prescribed by the treaty of 1866. The Indian Office also notes the existence of documentary and other evidence which, in its opinion, clearly shows recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the nation.

The Indian Office further shows that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and that no serious question has been raised as to their right to occupy tribal lands.

Concluding its report of March 2, 1907, the Indian Office recommends the enrollment of certain of the applicants,

but not all of them, in the following language:

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Nathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elnora Riley, Idell Riley, Luther D. Riley, Frank Riley, Lottie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley (son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Calvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Bessie Scott, Jimmie Scott, Delilah Johnson, Allie Johnson, Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson, Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson, Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson, Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls, Edward Curls, James Curls, George Curls, Stephenia Curls, Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson, Clyde Thompson, Mollie Townsend, Rosa Townsend, George Townsend, Arthur Townsend, Ethel Townsend, Emma Purtle, Frank, Riley and Lovat Vann (children of Emma Purtle, and Jesse Vann), Julius Curls, Jr. (son of Riley Curls), Oak Leon Wagoner (son of Cora J. Wagoner), Jesse Barnett (son of Maud and William Riley), Ellen Bean, Walter Vann, Waneta Vann, and John C. Riley (son of William Riley).

The Department has considered the additional testimony taken at the rehearing, and has further examined in connection therewith the testimony of the principal applicants taken theretofore. The work of examining the case has been materially

lightened by the careful briefs submitted by the attorneys, both for and against the applicants. In connection with said arguments there was submitted by the attorneys for the parties in interest a synopsis or analysis of the testimony relied upon, from which the relative weight of their contentions can be determined with some degree of certainty. With the assistance of said attorneys, and in view of the examination of the record referred to above, the Department has been able to reach a conclusion in the case.

It is not considered that the reasons given in your decision are sufficient to support the conclusion therein reached. It is believed that your decision is based more upon inference and negative proof than upon positive showing adverse to the applicants.

On the other hand it is found that the testimony of numerous witnesses who were acquainted with the older applicants during the war of the rebellion, and prior to the treaty of 1866, shows with a high degree of certainty that said applicants left the State of Kansas and removed to the Cherokee Nation in the fall of 1866. This conclusion is corroborated by various official records, which show that in the years past the members of the family have been regarded as citizens of the Cherokee Nation. Prominent among the witnesses who testified in their favor is Judge William Spriggs, referred to above. It appears that he is a man who has held positions of high honor in the

State of Kansas, and that his testimony is entirely trustworthy. Such testimony is verified in material respects by that of numerous other white citizens of Kansas, who were his neighbors during the war. According to the testimony of Judge Spriggs, he advised the father of the principal applicants early in the year 1866, during the pendency of the treaty with the Cherokee Indians to remove to the Cherokee Nation, in order to secure their rights. An effort has been made to discredit the testimony of Judge Spriggs because it tends in part to show that the Cherokee freedmen were adopted by act of Congress, or treaty, in the spring of 1866, when as a matter of history the treaty with the Cherokees was not ratified until July 19th of the year 1866.

It is found, however, that at the close of the war of the rebellion new treaties with the Five Civilized Tribes were necessary on account of the attitude assumed by them during the war, and because of the changed conditions resulting from it. Consequently negotiations with said tribes were begun as soon as possible after the close of the war, and were under way as early as April of 1866. The testimony of a number of other prominent citizens in Kansas was given in favor of the applicants, showing the date of their removal to the nation. Said testimony is largely cumulative in character, and need not be further referred to. It is considered important, moreover, to observe that the testimony of the principal applicant in 1901, compared with that given him more than five years thereafter, is notably consistent in all material respects.

The testimony submitted on behalf of the Nation is not deemed sufficient to overcome that presented by the applicants or to show, of itself, that they should be denied enrolment. No serious attempt was made to refute the statements of Judge Spriggs and his neighbors although some effort was made to establish generally the probability of error in testimony after lapse of years. But if there is such probability it is no more likely to occur on one side than on the other, and in the case of Judge Spriggs and his associates I find that their memories were fortified and reinforced, through association, by important matters and events which enabled them to fix definitely the date of applicant's removal to the Nation. The Nation places considerable stress upon the testimony of Mary J. Thompson who claimed to have returned after the war to the Old McNair place, in the Cherokee Nation, in the fall of 1866, and who testifies that none of the Riley boys made a crop upon the place that year. This testimony necessarily relates to the spring and summer of 1866, yet it is not claimed that she herself returned to the Nation until November 1866. Manifestly decisive weight should not be attached to her testimony under such circumstances, her statements being, like that of others relied upon by the Nation, negative rather than positive. Even though all the force claimed be given the testimony of this witness as well as to that of others, including, particularly, Herman Vann, Key Catcher, and J. H. Covel, the De-



partment would not be warranted in denying the enrolment of the applicants, except as noted hereinafter. Accordingly, as the Department concurs in the recommendation of the Indian Office, you are directed to enroll the persons mentioned herein, whose names are contained in the extract quoted from Indian Office report of March 2, 1907, and set forth above, as Cherokee Freedmen.

Your decision of February 27, 1907 is reversed as to the persons named in Indian Office report of March 2, 1907 (Land 21760 - 1907) but as to the other persons who are parties to this case, your said decision, adverse to them, is hereby affirmed.

The Department has also considered the Cherokee Freedmen cases of Julius Curks and Elmore Vann, both of whom were denied enrollment by your decisions of February 28, 1907. The Indian Office recommends the enrollment of these children. Inasmuch as their parents are found herein to be entitled to enrollment, the Department concurs in the recommendation of the Indian Office and your said decisions, both dated February 28, 1907, are hereby reversed. You are accordingly directed to enroll Elmore Vann as a Cherokee freedman. The name of Julius Curks appears in the list quoted from Indian Office Report of the 2nd instant.

On February 28, 1908, by separate decisions, you also denied the enrolment of Jesse Riley, Oak Leon Wagoner, and Alice Riley, as Cherokee freedmen. The Indian Office reported under



Jesse E. Wilson,  
Acting Secretary.

-9-

date of March 4, 1907 that the enrolment of the parents of these children was recommended in its report of the 2nd instant. Such being the case, your said decisions of February 28, 1907, are hereby reversed and you are also directed to enroll the said Jesse Riley and Alice Riley as Cherokee freedmen. As to Oak Leon Wagoner, his name also appears hereinbefore in the list quoted from Indian Office letter of March 2, 1907.

A copy of this decision has been sent to the Indian Office, together with the papers in the cases referred to herein.

Very respectfully,

Jesse E. Wilson,  
Acting Secretary.

A F Mc  
3-4-07.

Cherokee F.D.  
261

Muskogee, Indian Territory, March 27, 1907.

Jesse Riley,

Chelsea, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting, among others, the application for the enrollment of yourself and children as Cherokee freedmen, was reversed by the Secretary of the Interior, March 4, 1907, and said application granted.

Respectfully,

JMH

Commissioner.

Cherokee F.  
D 258 et al.

Muskogee, Indian Territory, March 27, 1907.

Starr & Patten, Attorneys for Moses Riley, et al.,  
Vinita, Indian Territory.

Gentlemen:

You are hereby advised that the decision of the  
Commissioner to the Five Civilized Tribes, dated February 27,  
1907, rejecting the application for the enrollment of Moses Riley,  
et al., as Cherokee freedmen, was reversed by the Secretary of  
the Interior, March 4, 1907, as to Moses Riley et al., and  
affirmed as to Jane Riley, et al.

For your information, there is enclosed herewith a  
copy of Departmental decision referred to.

Respectfully,

Enc C-5

Commissioner.

LWC

Cherokee F.  
D 258 et al.

Muskogee, Indian Territory, March 27, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting the application for the enrollment of Moses Riley, et al., as Cherokee freedmen, was reversed by the Secretary of the Interior, March 4, 1907, as to Moses Riley et al., and affirmed as to Jane Riley, et al.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Enc C-4

LMC.

Commissioner.

Cher Fr M 488

Cher Fr M 488

Chas. G. N.B.

488

199

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

... Flossie Maybell Riley .....

as a citizen of

..... Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior

Commissioner to the Five

Civilized Tribes

F I L E D

JUL 26 1906

Tans Bixby, Commissioner

Received JUL 21 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Flossie Maybell Riley, born on the 1st day of November, 1904.  
(Here insert name of child)  
Name of Father: Tom Riley, a citizen of the United States Nation.  
Name of Mother: Lutisha Rowe, a citizen of the Cherokee Nation.  
Tribal enrollment of father: ..... Tribal enrollment of mother: Freedman 1747 ..  
Postoffice: Ochelata, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Lutisha Rowe, on oath state that I am 19 .....  
years of age and a citizen by law ..... of the Cherokee Nation;  
now  
that I am the lawful wife of Ira Lane, who is a citizen, by  
Freedman ..... of the Cherokee Nation; that a female child was  
(Male or Female)  
born to me on 1st day of November, 1904; that said child has been named  
Flossie Maybell Riley and was living March 4, 1906.

Signed Lutisha Rowe

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this 20th day of July, 1906.

S E A L

John D. Wakely  
My commission expires April 6, 1908. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

I, ....., on oath state that I  
attended on ....., wife of .....  
on the ..... day of .....; that there was born to her on said date a .....  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named .....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this ..... day of ..... 1906.

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,  
MUSKOGEE, I. T., FEBRUARY 28, 1907.

In the matter of the application for the enrollment of  
FLOSSIE MAYBELL RILEY as a Cherokee freedman.

ANDREW J. GARDENHIRE, being first duly sworn by W. W. Chap pell,  
Notary Public, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Andrew J. Gardenhire.  
Q What is your age? A 24.  
Q What is your post office address? A Muskogee.  
Q Have you been detailed by the Commissioner to secure certain evidence relative to the enrollment of minor citizens of the Cherokee Nation? A Yes sir.  
Q Did you secure any information concerning the applicant herein, Flossie Maybell Riley, child of Tom Riley and Lutitia Lane? A From Sam Martin a Cherokee freedman with whom the applicant and its mother lived until the early part of the winter of 1906, I learned that when the mother left that part of the country the child was still living; he was informed that they were living near Talala, I.T.; that the child was born somewhere on Grand River, where the midwife is now living; but he couldn't give me the name of the midwife; he also stated that the child was living March 4, 1906; they were living with him at the time.  
Q Is it your information that this child is the illegitimate child of Lutitia Lane? A Yes sir.  
Q You were informed by this Martin that this was her child? A Yes.  
Q Did you ascertain whether or not he knew of the birth of this child at the time? A No sir, he didn't know the exact date, because he was living near Talala at the time, and the child was born somewhere on Grand River.  
Q Then, all the information he could give you was that the child was living, with Lutitia Lane, and was claimed by her to be her child and was recognized as her child, up until the early part of this winter? A Yes sir.  
Q Were you able to find the midwife? A No sir, I was unable to find any one who knew her name.  
Q You made every effort to locate this midwife, did you? A Yes sir. I saw the father of Sam Martin, and he verified Sam's statements.

( Witness excused ).

The undersigned, upon oath, states that, as stenographer to the Commissioner to the Five Civilized Tribes, she correctly reported the above and foregoing testimony, and that the same is a full, true and complete transcript of her stenographic notes thereof.

*Sarah J. Jones*

Subscribed and sworn to before me this 28th day of February, 1907.

*Frances Lane*  
Notary Public.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
FLOSSIE MAYBELL RILEY as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 21, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Flossie Maybell Riley, under the provisions of Section Two of the Act of Congress approved April 26, 1906, (34 Stats. 137). Further proceedings in the matter of said application were had at Muskogee, Indian Territory, February 28, 1907.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Flossie Maybell Riley, is the minor illegitimate child of Lutitia Lane, a regularly enrolled Cherokee freedman, whose name appears upon the approved partial roll of freedman citizens of the Cherokee Nation opposite No. 1747; that said Flossie Maybell Riley was born to her said mother November 1, 1904 and was living March 4, 1906.

Section Two of the Act of Congress approved April 26, 1906 (34 Stats. 137) in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this Section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That, under the provisions of Section Two of the Act of Congress above noted, Flossie Maybell Riley is entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly granted.



Commissioner.

Dated at Muskogee, Indian Territory

this

FEB 28 1907

DEPARTMENT OF THE INTERIOR,  
Geological Survey, Washington, D. C.  
1900

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of Flossie Mable Riley as a Cherokee freedman, F. N. B. 488.

Protest of the Cherokee nation.

The mother of this child is a freedmen; she is not a nighthawk, and ample opportunity has been given her to file a proper birth affidavit and to show that this child was alive and in being on the 4th day of March, 1906, and I am unwilling to assume the responsibility of consenting to the enrollment of this child, and therefore protest against the same.

Respectfully submitted,

*J. R. W. Hastings*

Attorney for the Cherokee Nation.

Cherokee F.  
N. B. 488.

Muskogee, Indian Territory, July 25, 1906.

Lutisha Rowe,  
Ochelata, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Flossie Maybell Riley, born November 1, 1904.

Respectfully,

Commissioner.

LMC

(COPY)

Cherokee F.  
N. B. 488.

Muskogee, Indian Territory, August 8, 1906.

Lutitia Lane

Ochelata, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Flossie Maybell Riley, as a Cherokee freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Lutitia Rowe, and evidence of your marriage to Ira Lane has been furnished. Your name appears throughout the affidavit as to the birth of said child as Lutisha Rowe.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavit as Lutitia Lane.

You are also directed to forward with the affidavit, either the original or a certified copy of the marriage license and certificate of yourself and Ira Lane. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl.C-3  
LMC

Acting Commissioner.

Cherokee F.  
N. B. 488

Muskogee, Indian Territory, August 9, 1906.

John D. Wakely,  
Ochelata, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a Cherokee freedman, of Flossie Maybell  
Riley, born November 1, 1904.

Respectfully,

Acting Commissioner.

LMC

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

|                |            |       |
|----------------|------------|-------|
| Receiver's No. | Time Filed | Check |
|----------------|------------|-------|

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

January 29, 1907.

Lutitia Lane, (Colored)

Ochelata, Indian Territory.

To complete enrollment your child you must appear  
immediately with two disinterested witnesses to testify as to  
birth of your child.

BIXBY.

O B G R Paid.

Commissioner.

**READ THE NOTICE AND AGREEMENT ON BACK.**

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**INCORPORATED**  
**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

January 2, 1901.

Lutitia Lane, (Colored)

Ochelata, Indian Territory.

To complete enrollment your child must forward birth affidavit  
signed Lutitia Lane and affidavit of midwife or testimony two  
disinterested witnesses as to birth of child. Produce  
immediately.

O B G R Paid

BIXBY  
Commissioner

**READ THE NOTICE AND AGREEMENT ON BACK.**



Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**INCORPORATED**  
**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

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|----------------|------------|-------|
| Receiver's No. | Time Filed | Check |
|----------------|------------|-------|

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

53 KSRD E 145PM

Muskogee, I:T.

Yours Pink Lane signed Bixby undeld party lives in country will  
mail notice.

Ochelata I.T. Jan 29.

**READ THE NOTICE AND AGREEMENT ON BACK.**

Cherokee Freedmen  
H B 488

Muskogee, Indian Territory, February 28, 1907

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes dated February 28, 1907, granting the application for the enrollment, under the provisions of the Act of Congress approved April 26, 1906, of Flossie Maybell Riley, as a Cherokee freedman.

The record of proceedings had in the case, together with the Commissioner's decision, has been this day forwarded to the Department for review. You will be advised of any further action taken in the case.

Respectfully,

Encl. B-12

Commissioner

Muskogee, Indian Territory, February 28, 1907

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings had in the matter of the application for the enrollment, under the provisions of the Act of Congress approved April 26, 1906 ( 34 Stat. 137), of Flossie Maybell Riley as a Cherokee freedman, together with the Commissioner's decision dated February 28, 1907, granting her application. You are advised the Attorney for the Cherokee Nation protests against her enrollment, and his protest filed this day, is enclosed.

There is also enclosed a schedule containing the name of Flossie Maybell Riley, and in the event of the approval of the Commissioner's decision in this case, the approval of the schedule is also recommended.

It will be noted that no roll number has been

**Secretary-2**

given the person whose name appears upon the schedule herewith transmitted. This action is taken in accordance with procedure reported by me to the Department on January 28, 1907, and approved by the Department's telegram of February 9, 1907. It is recommended that a number be placed upon this schedule by Mr. McGarr, the employe of my office now in Washington.

Respectfully,

**Commissioner**

Through the Commissioner of  
Indian Affairs.

Encl. B- 90

REFER IN REPLY TO THE FOLLOWING:

Cherokee Freedman  
N B 488

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, March 5, 1907

Lutitia Lane,

Ochelata, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes dated February 28, 1907, granting the application for the enrollment, under the provisions of the Act of Congress approved April 26, 1906, of your child, Flossie Maybell Riley, as a Cherokee freedman. You are advised that the Cherokee Nation protests against the enrollment of your child, a copy of which protest is enclosed for your information.

The record of proceedings had in the case of your child, together with the Commissioner's decision and the Nation's protest, has this day been forwarded to the Department for review. You will be advised of any further action taken in your case.

Respectfully

Encl. B-11

Commissioner

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



~~Lucille Lane,~~

~~Commissioner, Indian Territory.~~



Cher Fr M 489

Cher Fr M 489



fec

489

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

Minerva Sissle

as a citizen of <sup>4</sup>/<sub>5</sub>

Cherokee Nation.

Approved  190

  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JUL 23 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee ..... Nation,  
of ... Minerva Sisale ..... born on the 22 day of February, 1906.  
(Here insert name of child)  
Name of Father Henry Sisale ..... a citizen of the... U.S. ..... Nation.  
Name of Mother Minnie Mackey ..... a citizen of the... Cherokee ..... Nation.  
Tribal enrollment of father..... Tribal enrollment of mother..... 4070.....  
Postoffice..... Muskogee Indian Territory .....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
... Western ..... District. }

I, ... Minnie Mackey ....., on oath state that I am... 30 .....  
years of age and a citizen by adoption ....., of the... Cherokee ..... Nation;  
that I am <sup>not</sup> the lawful wife of... Henry Sisale ....., who is a citizen, by  
..... of the... United States ..... Nation; that a female child was  
(Male or Female)  
born to me on... 22 day of... February ....., 1906; that said child has been named  
... Minerva Sisale ....., and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses] { .....

Subscribed and sworn to before me this... 20th day of... July ....., 1906.

*George F. Davidson*  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
... Western ..... District. }

I, ... Rhoda Harnage ....., a... midwife ....., on oath state that I  
attended on Minnie Mackey ....., wife of...  
on the ... 22 day of... February ....., 1906; that there was born to her on said date a... female ...  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named...  
... Minerva Sisale .....

WITNESSES TO MARK:

[Must be Two  
Witnesses] { .....

Subscribed and sworn to before me this... 20th day of... February ....., 1906.

*George F. Davidson*  
Notary Public.

Cherokee F.  
N. B. 489.

Muskogee, Indian Territory, July 28, 1906.

Minnie Mackey,  
Muskogee, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Minerva Sissle, born February 22, 1906.

Respectfully,

Commissioner.

LMC

Cher Fr M 490

Cher Fr M 490

*See*

490

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

*Richard Williams*

as a citizen of

*Cherokee* Nation.

*W.H.*  
Approved. JAN. 1. 1906 190...

*T. Williams*  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED

JAN 1 1906

*W.H.*

RECEIVED  
JUL 16 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXEDS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Rockwell Williams born on the 10 day of October, 1902.  
(Here insert name of child)  
Name of Father: Riley Williams a citizen of the U. S. Nation.  
Name of Mother: Fannie Williams by adoption Cherokee Nation.  
Tribal enrollment of father: Tribal enrollment of mother: F. 1024.  
Postoffice: Sandtown, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Riley Williams, on oath state that I am 31 years of age and a citizen by husband of the United States Nation; that I am the lawful wife of Fannie Williams, who is a citizen, by adoption of the Cherokee Nation; that a male child was born to me on 10 day of October, 1902; that said child has been named Rockwell Williams and was living March 4, 1906.

I further state Fannie Williams died January 9-1905.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 7 day of July, 1906.

John Israel  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Northern District. }

I, Cherry Riley, a midwife, on oath state that I attended on Fannie Williams, wife of Riley Williams on the 10 day of Oct., 1902; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Rockwell Williams.

I further state Fannie Williams died January 9-1905.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 7 day of July, 1906.

John Israel  
Notary Public.

FILED

MISSIONER TO THE  
INDIAN

July

1891

ALBANY

524

July 20

1891

July 20 1891

CERTIFICATE OF RECORD.

United States of America, }  
INDIAN TERRITORY, } ss.  
Northern District.

I, JAMES A. WINSTON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 19 day of Oct 1899, at M., and duly recorded in Book N, Marriage Record, Page 348

WITNESS my hand and seal of said Court at Muskogee, in said Territory

this 20 day of Oct A.D. 1899.

Jas. A. Winston. (Clerk.)

By

Deputy.

Jas. A. Winston  
CLERK

OCT 19 1899

FILED

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVIL DISTRICTS

FILED

JUL 26 1899

COMMISSIONER



# MARRIAGE LICENSE



United States of America, }

INDIAN TERRITORY,  
Northern District.

ss.

No. 264

To Any Person Authorized by Law to Solemnize Marriage--Greeting :

You are Hereby Commanded to Solemnize the Rite and publish the  
Banns of Matrimony between Mr. Riley Williams  
of Vian, in the Indian Territory, aged 24 years, and  
Miss Fannie Fields of Vian, in the  
Indian Territory, aged 23 years, according to law, and do you officially sign and return this  
License to the parties therein named.

WITNESS my hand and official seal at Muskogee, Indian Territory, this 3<sup>rd</sup> day of  
Oct., A. D. 1899

Jacobsen  
Clerk of the U. S. Court.

By

W. Young Deputy.

## CERTIFICATE OF MARRIAGE



United States of America, }

INDIAN TERRITORY,  
Northern District.

ss.

I, J. W. Harris, a Minister of the Gospel,  
DO HEREBY CERTIFY, that on the 8 day of Oct, A. D. 1899,  
I did duly and according to law as commanded in the foregoing License, solemnize the Rite and publish  
the Banns of Matrimony between the parties therein named.

WITNESS my hand this 17 day of Oct, A. D. 1899.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District,

Book

A

Page 281

J. W. Harris  
A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the Office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the License was issued will be liable in the amount of One Hundred Dollars (\$100.00).

Cherokee F.  
N. B. 490

Muskogee, Indian Territory, July 25, 1906.

Fannie Williams,

Sandtown, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Rockwell Williams, born October 10, 1902.

Respectfully,

Commissioner.

LMC

Cher Fr M 491

Cher Fr M 491

CHEROKEE FREEDMAN

File in 491.

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

....Clarence Jones.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....

Commissioner.

Department of the Interior,  
Commissioner to the Five Civilized Tribes,

Filed

Jul 26, 1906

TAMS BIXBY  
Commissioner.

RECEIVED

Jul 16, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Clarence Jones....., born on the 27...day of Aug.....1903.  
[Here insert name of child]  
Name of Father: Geo Jones.....a citizen of the Cherokee.....Nation.  
freedman  
Name of Mother: Bettie Irons.....a citizen of the Cherokee.....Nation.  
Tribal enrollment of father: Cherokee.....Tribal enrollment of mother: Cherokee.....  
Postoffice: Porter, I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Western.....District. }

I, Bettie Irons....., on oath state that I am.....19.....  
years of age and a citizen by birth.....of the Cherokee.....Nation;  
not  
that I am the lawful wife of Geo Jones....., who is a citizen, by non  
birth.....of the Cherokee.....Nation; that a male.....child was  
[Male or Female]  
born to me on 27.....day of Aug.....1903.; that said child has been named  
Clarence Jones.....and was living March 4, 1906.

Bettie Irons.....

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 9.....day of July.....1906.

(SEAL)

Chas. L. Hale.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Western.....District. }

I, Martha Vann....., a midwife....., on oath state that I  
attended on Bettie Irons....., wife of not the lawful wife of  
Geo Jones  
on the 27.....day of Aug.....1903.; that there was born to her on said date a male.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Clarence Jones.....

her

Martha X. Vann.....

mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]

J. L. Landwirrt.....

R. M. Edwards.....

Subscribed and sworn to before me this 14th.....day of July.....1906.

(SEAL)

Will Harzog.....

Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

.....Jeff Jones.....

as a citizen of

....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior,  
Commissioner to the Five Civilized Tribes

Filed  
Aug. 10, 1906

TAMS BIXBY,  
Commissioner.

RECEIVED

Jul 23, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Jeff Jones....., born on the 12 day of Jan 1906  
[Here insert name of child]  
Name of Father: Geo. Jones, who is not a citizen of the Cherokee Nation.  
Name of Mother: Bettie Irons a citizen of the Cherokee Nation.  
Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee  
Postoffice: Porter, I.T. F.R.#36.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Western..... District. }

I, Bettie Irons, on oath state that I am 19  
years of age and a citizen by birth of the Cherokee Nation;  
not  
that I am the lawful wife of Geo. Jones, who is not  
a citizen, by  
birth of the Cherokee Nation; that a male child was  
[Male or Female]  
born to me on 12 day of Jan 1906; that said child has been named  
Jeff Jones, and was living March 4, 1906.

Bettie Irons

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 9 day of July 1906.

(SEAL)

Chas. L. Hale

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Western..... District. }

I, J. G. Adams, a Physician, on oath state that I  
attended on Bettie Irons, wife of.....  
on the 12 day of Jan 1906; that there was born to her on said date a male  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Jeff Jones

J. G. Adams

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 9 day of July 1906.

(SEAL)

Chas. L. Hale

Notary Public

G.H.L.

Cherokee F.N.B. 491

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Clarence Jones and Jeff Jones as Cherokee Freedmen.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 16, 1906 and July 23, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation of Clarence and Jeff Jones, respectively, under provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Clarence and Jeff Jones, who were born August 27, 1903 and January 12, 1906, respectively, and were living March 4, 1906, are the minor illegitimate children of Bettie Irons, an alleged Cherokee freedman, and possess no right to enrollment as Cherokee freedmen not possessed by their said mother. It is further shown that on February 13, 1907, the application for the enrollment of said Bettie Irons, as a Cherokee freedman, was denied by the Commissioner to the Five Civilized Tribes, and his decision was on said date forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Clarence Jones and Jeff Jones are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this, FEB 23 1907



Cherokee F.  
N. B. 472

Muskogee, Indian Territory, July 25, 1906.

Bettie Irons,

Porter, Indian Territory.

Dear Madam:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Clarence Jones, born August 27, 1903.

Respectfully,

Commissioner.

LMC

Muskogee, Indian Territory, July 27, 1906.

Bettie Irons,

Porter, Indian Territory.

Dear Madam:

This office is in receipt, on July 23, 1906,  
of an application for the enrollment as a citizen of the  
Cherokee Nation of Jeff Jones, born January 12, 1906.

Respectfully,

M.A.

Commissioner.

Cherokee  
P.M.B. 491.

Muskogee, Indian Territory, February 23, 1907.

Bettie Irons,

Porter, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, denying the applications for the enrollment of your children Clarence and Jeff Jones as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the action of the Secretary of the Interior as soon as this office is informed of the same.

Respectfully,

Encl. HJ-15.  
HJC.

Register.

Sign. J. H. ...  
Commissioner.

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment under the provisions of the Act of Congress approved April 26, 1906, (34 Stat., 137), of Clarence and Jeff Jones, as Cherokee freedmen, together with the decision of the Commissioner denying said applications.

Respectfully,

Encl. HJ-16.  
HJC

SIGNED *Tams Pixley*  
Commissioner.

Through the Commissioner  
of Indian Affairs.

Cherokee P.  
N.B.491.

COPY

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, denying the applications for the enrollment of Clarence and Jeff Jones as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. HJ-491.  
HJC

SIGNED *Tams Dixie*.  
Commissioner.

C O P Y .

Refer in reply  
to the following:  
Land 20883-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Clarence and Jeff Jones, as Cherokee freedmen, including the decision of Commissioner Bixby, dated February 25, 1907, adverse to the applicants.

The decision of the Commissioner has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabeem

Acting Commissioner.

EBM-LC.

D.C.13258-1907.

J.P.  
W.H.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

L. R. S.

I. T. D.

8042, 7044, 7046, 7062, 7060,  
7074, 7078, 7080, 7082, 7086,  
7092, 7094, 7096, 7108, 7120,  
7146, 7150, 7158, 7164, 7166,  
7168, 7170, 7172, 7188, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7380,  
7382, 7384, 7386, 7388, 7362,  
7384, 7388, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7536,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7614, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases,  
adverse to the applicants, are hereby affirmed. Copies of Indian  
Office letters, submitting your reports and recommending that the  
decisions be affirmed, are enclosed:

Title of Case.

Date of your  
letter of transmittal.

John Wesley Freeman (freedman),  
Harry N. Curry, et al.,  
Stephen Baldridge (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (intermarriage),

February 18, 1907.  
February 23, 1907.  
February 18, 1907.  
February 18, 1907.  
February 22, 1907.

|                                           |                    |
|-------------------------------------------|--------------------|
| Moses Carter (freedman),                  | February 1, 1907.  |
| Harshel L. Hyde (by blood),               | February 21, 1907. |
| John W. Goss (intermarriage),             | February 21, 1907. |
| William S. Hutchins (intermarriage),      | February 25, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William C. Smith (by blood),              | February 21, 1907. |
| Roy Drum (by blood),                      | February 27, 1907. |
| Loneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields (intermarriage),        | February 23, 1907. |
| Nathaniel Wickliff (freedman),            | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mollie Hurst (intermarriage),             | February 23, 1907. |
| Mollie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Fatima Keys (intermarriage),              | February 23, 1907. |
| Levi P. Ishell (intermarriage),           | February 20, 1907. |
| Annie C. Butler (intermarriage),          | February 23, 1907. |
| James R. Bivin (intermarriage),           | February 14, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Willie Joanna Lowe, et al. (freedman),    | February 23, 1907. |
| William T. Teague (by blood),             | February 20, 1907. |
| Theodore Jones (freedman),                | February 25, 1907. |
| Viola M. Finwick (freedman),              | February 25, 1907. |
| Wiley Polston, et al., (freedmen),        | February 23, 1907. |
| Pansy Grinnett (freedman),                | February 21, 1907. |
| Alice Harman (intermarriage),             | February 23, 1907. |
| Betty McLaughlin (by blood),              | January 17, 1907.  |
| Loran Alfred Lovett (by blood),           | February 15, 1907. |
| Maudie Skaggs (by blood),                 | February 15, 1907. |
| Robert Walker (freedman),                 | February 14, 1907. |
| Edward B. Prayser (intermarriage),        | February 16, 1907. |
| Daniel Sitaler, et al., (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),             | February 16, 1907. |
| Felix P. Witt (intermarriage),            | February 19, 1907. |
| Preston G. Browning (intermarriage),      | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),     | February 25, 1907. |
| Alberta Sanders, et al., (freedmen),      | February 25, 1907. |
| Samuel Sanders (freedman),                | February 21, 1907. |
| Peggie Bearpaw (by blood),                | February 25, 1907. |
| Lawrence Graves (freedman),               | February 25, 1907. |
| James Beck (freedman),                    | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),     | February 23, 1907. |
| Charles V. Trent (intermarriage),         | February 25, 1907. |
| John Greece (by blood),                   | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),        | February 25, 1907. |
| David Monroe Moses (freedman),            | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),         | February 25, 1907. |



|                                         |                    |
|-----------------------------------------|--------------------|
| Rooseburn Wright (freedman),            | February 14, 1907. |
| Leonard King, et al. (by blood),        | February 14, 1907. |
| Roberta Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Amsey, et al. (by blood),         | February 25, 1907. |
| Carnlyer Vestel (freedman),             | February 25, 1907. |
| Lizzie H. Langley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Myrtle Adams (freedman),                | February 25, 1907. |
| Annie Screechowl (as citizens), et al.  | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al., (freedman),     | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedman),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Nabel Barritt (by blood),         | February 1, 1907.  |
| Eliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Hayes Vann (freedman),              | February 18, 1907. |
| Willie Lee Hanks, et al. (freedman),    | February 18, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Bane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Doc Herron England (by blood),          | February 21, 1907. |
| Mildred Teague (by blood),              | February 18, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Colbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Eliza J. Huston (intermarriage),        | February 25, 1907. |
| Ottorein Allen (freedman),              | February 18, 1907. |
| Viola Martin (freedman),                | February 18, 1907. |
| Archie Taylor (freedman),               | February 18, 1907. |
| Joseph N. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.

(Signed) E. A. Hitchcock,  
Secretary.

WCF 3/4/07

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.

N. B. 491.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, March 30, 1907.

George Jones,

Porter, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your children, Clarence and Jeff Jones, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

*Geo. D. Rogers*

Acting Commissioner.

Encl.C-75.  
LMC

Cherokee F.V.B.  
338

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. P-4-60  
MMP

Acting Commissioner.

Department of the Interior.

Commissioner to the Five Civilized Tribes,  
MUSKOGEE, IND. TER.



George Jones,

Porter, Indian Territory.



Cher Fr M 492

Cher Fr M 492

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Josephine Alberte*  
as a citizen of  
*Cherokee* Nation.

Approved..... 190...

Commissioner.

FILED

AUG 10 1906

*[Signature]*  
Commissioner

RECEIVED

JUL 25 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Josephine Alberty (Here insert name of child), born on the 10<sup>th</sup> day of May, 1902  
 Name of Father: John Thompson a citizen of the Citizen Nation.  
 Name of Mother: Lelah Alberty a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Bredman Tribal enrollment of mother: Bredman  
 Postoffice: Port Gibson I.T. 3502

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.  
 I, Josephine Alberty, on oath state that I am 26  
 years of age and a citizen by Bredman of the Cherokee Nation;  
 that I am the lawful wife of Not married, who is a citizen, by  
Bredman, of the Cherokee Nation; that a Female child was  
 born to me on 10<sup>th</sup> day of May, 1902, that said child has been named  
Lelah Alberty and was living March 4, 1906.  
Lelah Alberty

WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 21<sup>st</sup> day of July, 1906.

Com E & x  
6<sup>th</sup> July 1906

W.D. McBride  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.  
 I, Ellen Mary Jones, a Bredman, on oath state that I  
 attended on Josephine Alberty, wife of Not married,  
 on the 10<sup>th</sup> day of May, 1902, that there was born to her on said date a Female  
 child; that said child was living March 4, 1906, and is said to have been named Lelah  
Alberty  
Ellen Mary Jones

WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me this 21<sup>st</sup> day of May, 1906.

W.D. McBride  
 Notary Public.



*see*

199

*7-11-492*

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 20, 1906.

*Josephine Alberty*.....  
as a citizen of

*Ocherokee*..... Nation.

*ABD*  
Approved..... 190...

*[Signature]*  
Commissioner.

RECEIVED SEP 11 1906

FILED  
SEP 11 1906

*[Signature]*  
COMMISSIONER

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee Nation,  
of ..... Josephine Alberty ..... born on the 10th day of May ..... 1902.  
(Here insert name of child)  
Name of Father: ..... John Thompson ..... a citizen of the United States .....  
Name of Mother: ..... Lelia Alberty ..... a citizen of the Cherokee Nation  
Tribal enrollment of father: ..... Tribal enrollment of mother: .....  
Postoffice: Fort Gibson, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

I, ..... Lelia Alberty ..... on oath state that I am ..... 26 .....  
years of age and a citizen by adoption ..... of the Cherokee Nation;  
unlawful ..... John Thompson  
that I am the lawful wife of ..... who is a citizen, by  
..... of the United States ..... that a female child was  
(Male or Female)  
born to me on ..... 10th ..... day of May ..... 1902; that said child has been named  
Josephine Alberty ..... and was living March 4, 1906.

*Lelia Alberty*

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this.....

1<sup>st</sup> day of Sept. 1906.

*H. D. M. C. Bride*  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

I, ..... Ellen Mayes ..... a Freedman, on oath state that I  
attended on ..... Lelia Alberty ..... unlawful wife of ..... John Thompson  
on the ..... 10th ..... day of May ..... 1902; that there was born to her on said date a ..... female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Josephine Alberty

*Ellen Mayes*

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this.....

8<sup>th</sup> day of Sept. 1906.

*H. D. M. C. Bride*  
Notary Public.

IN RE  
THE DEATH OF

*Josephine Alberty*  
a citizen of the

*Cherokee*

Nation.

*W. D.*  
Approved June 1-2 1907

  
Commissioner.

RECEIVED  
JUN 1 1907

52

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Josephine Alberty  
(Here insert name of deceased.)  
a citizen of the Cherokee Nation, who formerly resided at or near  
St Gibson Ind. Ter., and died on the 6<sup>th</sup> day of  
November, 1906.  
(Here insert name of postoffice.)

- AFFIDAVIT OF RELATIVE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }  
Western DISTRICT. }  
I, Lelia Alberty, on oath state that I am 27  
years of age and a citizen, by Freedman, of the Cherokee Nation;  
that my postoffice address is St Gibson Ind. Ter.; that I am  
the mother Josephine Alberty  
(State relationship as: the father; an uncle; a cousin, etc.) (Here insert name of deceased.)  
who was a citizen, by Freedman, of the Cherokee Nation;  
and that said Josephine Alberty died on the 6<sup>th</sup> day of  
November, 1906. Lelia Alberty  
(Here insert name of deceased.)

WITNESSES TO MARK:

(Must be Two Witnesses.) } J H Childers  
Henry Eiffert

Subscribed and sworn to before me this 21 day of March, 1907.

Henry Eiffert  
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY, }  
Western DISTRICT. }  
I, Mary Mayes, on oath state that I am 21  
years of age, and a citizen by Freedman, of the Cherokee Nation;  
that my postoffice address is St Gibson Ind. Ter.;  
that I was personally acquainted with Josephine Alberty  
(Here insert name of deceased.)  
who was a citizen, by Freedman, of the Cherokee Nation;  
and that said Josephine Alberty died on the 6<sup>th</sup> day of  
November, 1906. Mary Mayes  
(Here insert name of deceased.)

WITNESSES TO MARK:

(Must be Two Witnesses.) } J H Childers  
Henry Eiffert

Subscribed and sworn to before me this 21 day of March, 1907.

Henry Eiffert  
Notary Public.

Muskogee, Indian Territory, July 27, 1906.

Lelah Alberty,

Fort Gibson, Indian Territory.

Dear Madam:

This office is in receipt, on July 23, 1906, of  
an application for the enrollment as a citizen of the  
Cherokee Nation of Josephine Alberty, born May 10, 1902.

Respectfully,

M.A.

Commissioner.

Cherokee Freedmen  
N.B. 492

Muskogee, Indian Territory, August 21, 1906.

Lelia Alberty,

Fort Gibson, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Josephine Alberty, as a Cherokee Freedman, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee Freedman, under the name of Lelia Alberty. Your name appears throughout the affidavit as to said child's birth as Lelah Alberty.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, your name to appear throughout said affidavit as Lelia Alberty. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Encl.-H.J.-25.  
H.J.C.

Commissioner.

Cher Fr M 493

Cher Fr M 493

3  
CHEROKEE FREEDMAN

BIRTH

CO

190

of

N

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LI

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Washington Brown*  
as a citizen of  
*Cherokee* Nation.

Approved

190

Commissioner.

FILED

AUG 10 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 24 1906



## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cheerokee Nation,  
 of Washington Brown born on the 13<sup>th</sup> day of September 1903  
(Here insert name of child)  
 Name of father: Washington Brown a freedman of the Cheerokee Nation.  
 Name of mother: Lillie Brown a freedman of the Cheerokee Nation.  
 Tribal enrollment of father 1375 Tribal enrollment of  
 mother at Chelsea Indian Territory  
 Postoffice Chelsea Indian Territory

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory,  
Northern District.

I, \_\_\_\_\_ on oath state that I am \_\_\_\_\_  
 years of age and a citizen by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
 that I am the lawful wife of \_\_\_\_\_ who is a citizen, by  
 \_\_\_\_\_ of the \_\_\_\_\_ Nation; that a \_\_\_\_\_ child was  
(Male or Female)  
 born to me on \_\_\_\_\_ day of \_\_\_\_\_ 1 \_\_\_\_\_; that said child has been  
 named \_\_\_\_\_, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses.]

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1906.

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,  
Northern District.

I, Charley Graves a midwife, on oath state that I  
 attended on Lillie Brown wife of Washington Brown  
 on the 13<sup>th</sup> day of September 1903; that there was born to her on said  
 date a male child; that said child was living March 4, 1906; and is said to have  
(Male or Female)  
 been named Washington Brown; that said Lillie  
Brown died April 9, 1906; that this affidavit was present  
with her and Lillie Brown died; that Washington Brown  
father of said child is, also, dead.

[Must be Two  
Witnesses.]

Subscribed and sworn to before me this 23<sup>rd</sup> day of July 1906.

Notary Public.

My commission expires Oct 14, 1907.

FILED

AUG 1 1906

*[Handwritten signature]*  
COMM

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In re application for enrollment, as a citizen of the Cherokee Nation of Washington Brown.  
AFFIDAVIT.

United States of America, )  
Indian Territory, ( ss.  
Northern District. )

I, Fred Graves, on oath state that I was present when Lillie Brown, wife of Washington Brown, gave birth to a male child on the 13th day of September, 1903; that said child was living March 4, 1906; and is said to have been named Washington Brown; that said Lillie Brown died on April 9, 1905; and that Washington Brown, father of said child, to-wit, Washington <sup>Brown</sup> ~~Brown~~, is also dead.

*Witness to mail*  
*A. B. Anderson, Chelun* *11* *Fred + Graves*  
*Attest* *mail*

Subscribed and sworn to before me this 23rd day of July, 1906.

*Edward Byrd*  
Notary Public in and for the Northern  
District of the Indian Territory.

My Commission Expires February 27, 1908.

FILED

*[Handwritten signature]*

COMM

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO FIVE CIVILIZED TRIBES.

In re Application for Enrollment, as a citizen of the Cherokee Nation, of Washington Brown.

United States of America, )  
Indian Territory, ( ss. AFFIDAVIT.  
Northern District. )

Johnson Downing, of lawful age, being first duly sworn, states that Lillie Brown, wife of Washington Brown, and mother of the above named Washington Brown, who was born on the 13th day of September, 1903, died on the 9th day of April, 1905, and that he saw her body just after such death; that Washington Brown, husband of said Lillie Brown and father of the above named Washington Brown is also dead; that said child, to-wit Washington Brown, was living on March 4, 1906.

Witness: *W. H. Street, Cherokee*  
*W. A. Webb, Cherokee*

*JOHN J. DOWNING*

Subscribed and sworn to before me the undersigned notary public in and for the Northern District of the Indian Territory, this 23rd day of July, 1906.

*R. C. Brewer*  
Notary Public.

My Commission Expires *Oct 12* 190*7*

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

*Muskogee, Id 7/14/07*  
 .....

In the matter of the application for the enrollment of  
 Washington Brown, Jr., as a Cherokee freedman.

Chaney Graves being first duly sworn by S. C. Pitts, a,  
 Notary Public, testifies as follows:

By the Commissioner:

- Q Please state your name? A Chaney Graves.  
 Q How old are you? A About 50.  
 Q What is your Post office address? A Chelsea.  
 Q Do you know the applicant herein, Washington Brown Jr? A Yes  
 sir, I got him, I'm trying to raise him.  
 Q This child is living with you now, is he? A Yes sir, he was  
 when I left home yesterday morning.  
 Q How old is he? A Three years old.  
 Q Do you know his father, Washington Brown? A Yes sir.  
 Q Did you know his mother? A Yes sir, she's my daughter.  
 Q What is her name? A Lillie Brown it was .  
 Q Are Washington Brown and Lillie Brown both dead? A Yes sir.  
 Q When did Washington die? A He died Monday after Christmas two  
 years ago.  
 Q When did Lillie die? A In 1905, the next April.  
 Q Were Washington and Lillie married? A Yes sir.  
 Q When did they marry. I don't know, I didn't keep no record of  
 that.  
 Q About how long ago? A A little over four years.  
 Q Were they married before this child Washington was born? A No  
 sir, they was married after it was born, so that makes it not as  
 much as three years, would it? This baby was born in the fall  
 and they married the same fall the baby was born. The baby was  
 born in September and they was married in November.  
 Q That would make it 1903? A Yes sir.  
 Q You say the child is three years old? A Yes sir three years  
 old last September.  
 Q Did you ever hear Washington Brown say that was his child? A  
 Yes sir he claimed it.  
 Q He provided for it as long as he lived did he? A Yes sir.  
 Q Kept it at his house? A Yes sir.  
 Q You have heard him claim it as his child? A Yes sir.  
 Q Say that it was his? A Yes sir.  
 Q Did you ever hear her say that it was his child? A yes sir,  
 she say it was his'n.  
 Q You have no reason to doubt that this was his child? A yes sir,  
 it was bound to be his for she never went with anybody but him.  
 Q You say Washington and Lillie were married? A yes sir.  
 Q You didn't see him married? A I didn't see him married but I  
 saw her when she dressed up and went off to get married. The  
 preacher lived on the Creek there.  
 Q Did Washington go with her at that time? A Yes sir,  
 Q They went off together? A Yes sir, and come back together.  
 Q Did they live together after they were married? A Yes sir.  
 Q Went off to housekeeping the next day.  
 Q It was generally understood that they were married that day and

- you have no reason to doubt it? A No sir.
- Q Did Washington ask you for the girl, Lillie? A Yes sir.
- Q Did they live together as husband and wife up until the time of his death? A Yes sir.
- Q Never separated at all? A No sir.
- Q Had Lillie ever been married before she married Washington? A No sir.
- Q Had he ever been married before? A Yes sir.
- Q Was his wife living or dead when he married your daughter? A living.
- Q Did he have a divorce from her? A Why he must of had or he couldn't of married her.
- Q They were always recognized by the community as husband and wife? A Yes sir.
- Q Who married them? A Mr. Tucker.
- Q Was he a preacher? A Yes.
- Q You don't know where the license or certificate is? A No sir, I don't.
- Q Do you know whether they got any? A I don't know whether they got any or not.
- Q Did you see the license? A I never seen it , they said so but I never asked them to show it to me.
- Q Was Washington Brown a Cherokee freedman? A He claimed to be.
- Q Are you a Cherokee freedman? O yes sir, yes.
- Q Was your daughter Lillie a Cherokee freedman? A Yes sir.

Witness Excused.

I, Cora E. Glendenning, a stenographer to the Commissioner to the Five Civilized Tribes, on oath state that I reported the proceedings in the above entitled cause, and that the foregoing is a true and correct transcript of my stenographic notes therein.

Subscribed and sworn to before me this 14th day of February 1907.

*Cora E. Glendenning*  
*Walter W. Chappell*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
Washington Brown, Jr., as a Cherokee freedman.

D E C I S I O N

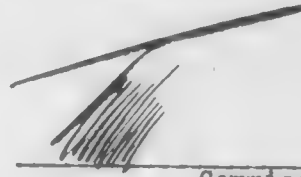
THE RECORDS OF THIS OFFICE SHOW: That on July 24, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Washington Brown, Jr., under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137). Further proceedings in the matter of said application were had at Muskogee, Indian Territory, February 14, 1907.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant, herein, Washington Brown, Jr., is the minor child of one Washington Brown, deceased, a non citizen of the Cherokee Nation, and Lillie Brown, deceased, a regularly enrolled Cherokee freedman, who were united in marriage in November, 1903; that the said Washington Brown, Jr., was born to them out of wedlock September 13, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Washington Brown, Jr., is entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly granted.



Commissioner

Dated at Muskogee, Indian Territory,  
this FEB 20 1907.



Muskogee, Indian Territory, July 27, 1906.

Swarts & Street,

Chelsea, Indian Territory.

Gentlemen:

This office is in receipt on July 24, 1906, of application for the enrollment as a citizen of the Cherokee Nation of Washington Brown, born September 13, 1903.

Respectfully,

Commissioner.

MMP

Cherokee F.  
N. B. 493

Muskogee, Indian Territory, August 27, 1906.

Washington Brown,  
Chelsea, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Washington Brown, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify the mother of said child upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for her enrollment, her age, the names of her parents, and any members of her family with whom she was enrolled.

You are also directed to forward with this information, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

LMC

Acting Commissioner.

Form No. 1.

**THE WESTERN UNION TELEGRAPH COMPANY.**

INCORPORATED

**23,000 OFFICES IN AMERICA.****CABLE SERVICE TO ALL THE WORLD.**

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

| NUMBER | SENT BY | REC'D BY | PAID  | CHECK |
|--------|---------|----------|-------|-------|
|        | JS      | Jn       | K. 17 | Paid. |

**RECEIVED** at *SP* *Essex*, I.T. Feb: 11th, 1907. 190

Dated \_\_\_\_\_

To \_\_\_\_\_

Chane Geaves,

Chels a, I.T.

Appear before Commissioner immediately and testify in case of Wash-  
ington Brown.

Bixby Commissioner, .....

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED  
23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

| Receiver's No. | Time Filed | Check        |
|----------------|------------|--------------|
|                |            | C.F.H.B. 493 |

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Waskom, Indian Territory, February 11, 1907

Henny Graves,  
Waskom, Indian Territory.

Appear before Commissioner immediately and testify in case  
of Henny Graves.

2 Paid.

DEPT  
Commissioner

**READ THE NOTICE AND AGREEMENT ON BACK.**

Cherokee Freedmen  
N B 498

Muskogee, Indian Territory, February 11, 1907

Chaney Graves ,

Chelsea, Indian Territory.

Dear Madam:

There has been sent you this day, by the Commissioner, the following telegram:

"Appear before Commissioner immediately and testify in the case of Washington Brown."

The Act of Congress approved April 26, 1906 ( 34 Stat., 137), provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter therefore demands your immediate attention.

Respectfully,

L M B

Commissioner

Cherokee F.N.B.

493

Muskogee, Indian Territory, February 20, 1907.

Chaney Graves,

Chelsea, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 20, 1907, granting the application for the enrollment of your minor grand child, Washington Brown, Jr. as a Cherokee freedman.

You will be advised when said child's name has been placed upon a schedule of citizens of the Cherokee Nation and approved by the Secretary of the Interior.

Respectfully,

Enc I-232

Commissioner.

RPI

Cherokee F.N.B.

493

Muskogee, Indian Territory, February 20, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 20, 1907, granting the application for the enrollment of Washington Brown, Jr. as a Cherokee freedman.

Respectfully,

Enc I-231

Commissioner.

RPI

Cherokee F.N.B. 493

Muskogee, Indian Territory, February 20, 1907.

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of your  
decision enrolling Washington Brown, Jr. as a Cherokee freedman.  
Time for protesting said decision is waived and I consent  
that said person may be placed upon the schedule immediately.

Respectfully,

*W. W. Harrison*

Attorney for the Cherokee Nation.



Cher Fr M 494

Cher Fr M 494

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Joe. Iney. Bell.....

as a citizen of

..... Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
AUG. 10-1906.

TAMS BIXBY,  
COMMISSIONER.

RECEIVED  
JUL. 23-1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ..... Cherokee ..... Nation,  
of ..... Joe Iney Bell ..... born on the 4 ..... day of Dec ..... 1903.  
[Here insert name of child]  
Name of Father: ..... George Bell ..... a citizen of the ..... Cherokee ..... Nation.  
Name of Mother: ..... Margaret Bell ..... a citizen of the ..... Cherokee ..... Nation.  
Tribal enrollment of father: ..... Freedman ..... Tribal enrollment of mother: ..... Freedman .....  
Postoffice: ..... Hayden, I.T. ....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, ..... Margaret Bell ..... on oath state that I am ..... 30 .....  
years of age and a citizen by ..... adoption ..... of the ..... Cherokee ..... Nation;  
that I am the lawful wife of ..... George Bell ..... who is a citizen, by  
..... adoption ..... of the ..... Cherokee ..... Nation; that a ..... male ..... child was  
born to me on ..... 4 ..... day of ..... Dec ..... 1903; that said child has been named  
..... Joe Iney Bell ..... and was living March 4, 1906.

her  
..... Margaret x Bell .....  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { ..... A. B. Jackson .....  
..... O. Y. Foster ..... }

Subscribed and sworn to before me this ..... 20 ..... day of ..... July ..... 1906.

(SEAL)

..... Wm. Madden, Jr. ....  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, ..... Sarah Flynn ..... a ..... midwife ..... on oath state that I  
attended on ..... Margaret Bell ..... wife of ..... George Bell .....  
on the ..... 4 ..... day of ..... December ..... 1903; that there was born to her on said date a ..... male .....  
child; that said child was living March 4, 1906, and is said to have been named .....  
[Male or Female]

..... Joe Iney Bell ..... Sarah Flynn  
..... Sarah Flynn .....

WITNESSES TO MARK:

[Must be Two Witnesses] { ..... A. B. Jackson .....  
..... O. Y. Foster ..... }

Subscribed and sworn to before me this ..... 20 ..... day of ..... July ..... 1906.

(SEAL)

..... Wm. Madden Jr. ....  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
JOE INEY BELL as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Joe Iney Bell, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Joe Iney Bell, who was born December 4, 1903, and was living March 4, 1906, is the minor child of George Bell and Margaret Bell, alleged Cherokee freedmen, and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on March 5, 1904, the application for the enrollment of said George Bell as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, and its action was, on June 21, 1904 (I.T.D. 4286-1904), approved by the Secretary of the Interior; that on June 25, 1906, a motion for rehearing was filed in said case. It is further shown that on December 12, 1904, the application for the enrollment of said Margaret Bell, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes, and its action was, on February 13, 1905 (I.T.D. 12910-1904, 1236-1905), approved by the Secretary of the Interior; that on September 7, 1905, a motion for rehearing was filed in said case with the Department, and that on May 2, 1906, said motion was dismissed by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED That Joe Lucy Bell  
is not entitled to enrollment as a Cherokee freedman, and his  
application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 19 1907

D.C. 21479-1904.  
I.T.D. 4286-1904.  
L.R.S.

J.W.H.  
J.P.  
F.H.E.

DEPARTMENT OF THE INTERIOR.

WASHINGTON.

June 21, 1904.

Commission to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Gentlemen:

March 16, 1904, you transmitted the record in the matter of the application for the enrollment of George and July Bell, as Cherokee freedmen, including your decision of March 5, 1904, rejecting said application.

Reporting in the matter May 24, 1904, the Acting Commissioner of Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

Respectfully,

(Signed) E. A. Hitchcock,

1 inclosure.

Secretary.

Muskogee, Indian Territory, July 27, 1906.

Margaret Bell,

Hayden, Indian Territory.

Dear Madam:

This office is in receipt on July 23, 1906,  
of application for the enrollment as a citizen of the  
Cherokee Nation of Joe Iney Bell, born December 4, 1903.

Respectfully,

Commissioner.

LMC

Cherokee Freedmen

N. B. 494

Muskogee, Indian Territory, February 19, 1907.

George Bell,

Hayden, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, denying your application for the enrollment of your minor child, Joe Iney Bell, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-79  
BLE

Commissioner:

Register.



Cherokee Freedmen  
H. B. 494.

Muskogee, Indian Territory, February 12, 1907.

W. W. Hastings,  
Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, denying the application for the enrollment of Joe Iney Bell as a Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-80

Commissioner.

BLR

Muskogee, Indian Territory, February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Joe Iney Bell as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, denying said application.

Respectfully,

Encl. 2-81  
HLE

Commissioner.

Through the Commissioner  
of Indian Affairs.

Refer in reply to the following:

Copy.

Land.  
18998-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 19, 1907, enclosing the record in the matter of the application for the enrollment, under the Act of April 26, 1906, (34 Stats., L., 137), of Joe Iney Bell as a Cherokee freedman, together with his decision of the same date denying the application.

The record shows that the applicant is the minor child of George Bell and Margaret Bell, and has no right to enrollment not possessed by the parents. It is further shown that the applications for the enrollment as Cherokee freedmen has been denied in the case of both George Bell and Margaret Bell, and the decision of the Commission affirmed by the Department, June 25, 1904, in the case of George Bell, and February 13, 1905, in the case of Margaret Bell. It therefore appears that the applicant does not come within the provisions of the act under which the application was made, and it is recommended that the decision of the Commissioner denying the application for the enrollment of Joe Iney Bell as a Cherokee Freedman be affirmed.

Very respectfully,  
C. F. Larrabee,  
Acting Commissioner.

EVL.

Y.P.  
O.K.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

IRS.

D.C. 12638-1907.

I.T.D. 5702, 5864, 6070, 6082,  
6088, 6090, 6100, 6102,  
6106, 6122, 6156, 6172,  
6248, 6524--1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory?

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

Title of Case.

Date of Your  
Letter of Transmittal.

|                                      |                    |
|--------------------------------------|--------------------|
| E. A. Welch,                         | February 19, 1907. |
| Belle Harlin,                        | February 9, 1907.  |
| Claude L. and Martha W. Washbourne,  | February 16, 1907. |
| George W. Evans et al.,              | February 12, 1907. |
| Joe Iney Bell (Freedman),            | February 19, 1907. |
| Clara Ross (Freedman),               | February 18, 1907. |
| Russel and Norman Hill (Freedman),   | February 12, 1907. |
| George Brown (Freedman),             | February 18, 1907. |
| Jones and Mary L. Huston (Freedman), | February 19, 1907. |
| Addie E. Rogers (Freedman),          | February 14, 1907. |
| Edgar S. Thompson,                   | February 8, 1907.  |
| Mary Ann Divers et al. (Freedman),   | February 11, 1907. |
| Esau and Johnnie Ross (Freedman),    | February 15, 1907. |
| Ralph Elliott,                       | February 13, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,  
Assistant Secretary.

14 inc. and 26 inc.  
for Indian Office.

A. F. Mc.  
3-2-07.

Cherokee F.  
H.B.494

COPY

Muskogee, Indian Territory, March 12, 1907.

George Bell,

Hayden, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, rejecting the application for the enrollment of your child, Joe Iney Bell, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED \_\_\_\_\_  
Commissioner.

Encl.H-104  
JMH

COPY

Cherokee F.  
H.B.494

Muskogee, Indian Territory, March 12, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 19, 1907, rejecting the application for the enrollment of Joe Iney Bell, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED \_\_\_\_\_

Commissioner.

Encl.H-104 1/4  
JMH

Cher Fr M 495

Cher Fr M 495

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 20, 1906.

....Thomas. Ball.....

as a citizen of

....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE  
CIVILIZED TRIBES

FILED  
AUG. 10, 1906.

TAMS BIXBY,  
COMMISSIONER.

RECEIVED  
JUL-23-1906.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIKORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Northern.....Nation,  
of .....Thomas Bell....., born on the 28.....day of Jan'y.....1904.  
(Here insert name of child)  
Name of Father:.....George C. Bell.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Maggie Bell.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Freedman.....Tribal enrollment of mother.....Freedwoman.....  
Postoffice.....Dora, Ark......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

.....Northern.....District. }

I, .....Maggie Bell....., on oath state that I am.....33.....  
years of age and a citizen by.....Freedwoman.....of the.....Cherokee.....Nation;  
that I am the lawful wife of.....George C. Bell....., who is a citizen, by  
....., of the.....Freedman.....Nation; that a male.....child was  
(Male or Female)  
born to me on.....28.....day of.....Jan'y.....1904.; that said child has been named  
.....Thomas Bell.....and was living March 4, 1906.

.....Maggie Bell.....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this.....21<sup>st</sup>.....day of.....July.....1906.

(SEAL)

.....J. H. Bowers.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

.....Northern.....District. }

I, .....Jana Carter....., a.....midwife....., on oath state that I  
attended on.....Maggie Bell....., wife of.....George C. Bell.....  
on the.....28.....day of.....Jan'y.....1904.; that there was born to her on said date a.....Male.....  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named.....Thomas Bell.....

her

.....Jana X. Carter.....

mark

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

.....Jno. R. Kinsley.....

.....Carrie Moseley.....

Subscribed and sworn to before me this.....21.....day of.....July.....1906.

(SEAL)

.....J. H. Bowers.....

Notary Public.

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

....Booker T. Ball.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
AUG. 10 1906.

TAMS BIXBY,  
COMMISSIONER.

RECEIVED  
JUL. 23, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Northern.....Nation,  
of .....Booker T. Bell....., born on the 3.....day of March.....1906.  
[Here insert name of child]  
Name of Father:.....George C. Bell.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Maggie Bell.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Freedman.....Tribal enrollment of mother.....Freedwoman.....  
Postoffice.....Dora, Ark.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern.....District. }

I, .....Maggie Bell....., on oath state that I am.....33.....  
years of age and a citizen by.....Freedwoman.....of the.....Cherokee.....Nation;  
that I am the lawful wife of.....George C. Bell....., who is a citizen, by  
Freedman....., of the.....Cherokee.....Nation; that a .....male.....child was  
[Male or Female]  
born to me on.....3".....day of.....March....., 1904.; that said child has been named  
.....Booker T. Bell....., and was living March 4, 1906.

.....Maggie Bell.....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this.....21".....day of.....July.....1906.

(SEAL)

.....J. H. Bowers.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern.....District. }

I, .....Jane Carter....., a.....midwife....., on oath state that I  
attended on .....Maggie Bell....., wife of.....George C. Bell.....  
on the.....3".....day of.....March....., 1906.; that there was born to her on said date a.....Male.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....Booker T. Bell.....

her

.....Jane. x. Carter.....

mark

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

.....Jno. R. Kinsley.....

.....Carrie Masaley.....

Subscribed and sworn to before me this.....21.....day of.....July.....1906.

(SEAL)

.....J. H. Bowers.....

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the applications for the enrollment of  
THOMAS and BOOKER T. BELL as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Thomas and Booker T. Bell, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Thomas and Booker T. Bell, are the minor children of George C. Bell and Maggie Bell, alleged Cherokee freedmen, and possess no rights to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on April 20, 1904, the application for the enrollment of said George C. Bell, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes and its action was, on May 26, 1904 (I.T.D.4050-1904), approved by the Secretary of the Interior; that on September 7, 1905, a motion for review of said case was filed with the Department, and that on September 25, 1906, said motion was denied by the Secretary of the Interior; that on October 9, 1906, a motion for a rehearing of said case was forwarded to the Department, and that on December 5, 1906, said motion was denied by the Secretary of the Interior. It is further shown that on July 24, 1905, the application for the enrollment of said Maggie Bell as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was, on June 2, 1906 (I.T.D.4732-1904,1332,8789,10288-1905), approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for

the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Thomas Bell and Booker T. Bell are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 18 1907

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the applications for the enrollment of  
THOMAS and BOOKER T. BELL as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Thomas and Booker T. Bell, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Thomas and Booker T. Bell, are the minor children of George C. Bell and Maggie Bell, alleged Cherokee freedmen, and possess no rights to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on April 20, 1904, the application for the enrollment of said George C. Bell, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes and its action was, on May 26, 1904 (I.T.D.4050-1904), approved by the Secretary of the Interior; that on September 7, 1905, a motion for review of said case was filed with the Department, and that on September 25, 1906, said motion was denied by the Secretary of the Interior; that on October 9, 1906, a motion for a rehearing of said case was forwarded to the Department, and that on December 5, 1906, said motion was denied by the Secretary of the Interior. It is further shown that on July 24, 1905, the application for the enrollment of said Maggie Bell as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was, on June 2, 1906 (I.T.D.4732-1904,1332,8789,10288-1905), approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for

-2-

the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Thomas Bell and Booker T. Bell are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.

SIGNED,

*James Bixby.*

Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 18 1907

(COPY)

D.C. 18179-1904

J.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

FHE

I.T.D.4050-1904.

May 26, 1904.

L.R.S.

Commission to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Gentlemen:

May 4, 1904, you transmitted the record in the consolidated Cherokee freedmen case of Thomas Bell, et al. (r-188, et al), including your decision of April of April 20, 1904, rejecting the applications for the enrollment of Thomas, Tensie Arthur, George C. and Effie Bell, Emily Jones, Loretta and Jessie May Brown, Nancy Ann, Georgeanna and Tennessee Lewis, and Benny and Mattie Williams.

Reporting in the matter May 17, 1904, this Acting Commissioner of Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is accordingly affirmed.

Respectfully,

(Signed) Thos. Ryan,

Acting Secretary.

1 inclosure.



-COPY-

G.R.

DC.22968.  
I.T.D.4732-1904.  
1332-1906.  
8789- "  
10288- "

DEPARTMENT OF THE INTERIOR, LIE.  
WASHINGTON.

*June 2 - 1906*

L.R.S.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

July 24, 1905, you transmitted the remanded record with your readjudication in the matter of the consolidated applications for the enrollment of Martha Albert et al. as Cherokee freedmen, including your decision of same date, adverse to all the applicants.

August 12, 1905, the Acting Commissioner of Indian Affairs reporting thereon, recommended that your decision dated July 24, 1905, adverse to all the applicants named in his said letter, be approved. A copy of his letter, including the names of applicants affected by this decision, is inclosed.

The Department concurs in the recommendation made and your decision dated July 24, 1905, denying the application for the enrollment of Martha Albert and others named in Indian Office letter of August 12, 1905, is hereby affirmed.

A motion for review of said decision filed with the Department on September 7, 1905, by Messrs. Blue & Bulger and

-2-

McGowan, Servan & Mohun, attorneys for moving parties therein,  
is hereby denied.

Respectfully,

Jesse H. Wilson,

Assistant Secretary.

1 inclosure.

Muskogee, Indian Territory, July 27, 1906.

Maggie Bell,

Dora, Arkansas.

Dear Madam:

This office is in receipt, on July 23, 1906, of applications for the enrollment as citizens of the Cherokee Nation of Thomas Bell, born January 28, 1904, and Booker T. Bell, born March 3, 1906.

Respectfully,

M.A.

Commissioner.

Cherokee F.F.B.

495

Muskogee, Indian Territory, February 18, 1907.

George C. Bell,

Dora, Arkansas.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of your children Thomas and Booker T. Bell as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-36  
RA

Register.

Cherokee FHB.  
495

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Thomas and Booker T. Bell as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl. HM-37  
RAM.  
Register.

Muskogee, Indian Territory, February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137) of Thomas and Booker T. Bell as Cherokee Freedmen, together with the decision of the Commissioner to the Five Civilized Tribes dated February 18, 1907, denying said application.

Respectfully,

Commissioner.

Encl. BW-38  
RAM.

Through the Commissioner  
of Indian Affairs.

C O P Y .

Refer in reply  
to the following:  
Land 18398-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS

Washington, March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Thomas and Booker T. Bell as Cherokee Freedmen, together with the decision of Commissioner Bixby dated February 18, 1907, adverse to the applicants.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very Respectfully,

C. F. Larrabee,

Acting Commissioner.

HEM-Ph.

( C O P Y )  
DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

W.H.M.Y.P.

March 4, 1907.

D.C.13259  
IRS H.T.D.

7042, 7044, 7046, 7052, 7060,  
7074, 7078, 7080, 7082, 7086,  
7092, 7094, 7096, 7102, 7110,  
7146, 7150, 7152, 7164, 7166,  
7168, 7170, 7172, 7182, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7356, 7360, 7362,  
7364, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7462, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7536,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

| Title of Case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| John Wesley Freeman (freedman),     | February 18, 1907.                  |
| Harry W. Curry, et al.,             | February 23, 1907.                  |
| Stephen Baldrige (freedman),        | February 18, 1907.                  |
| Thomas Bell (freedman),             | February 18, 1907.                  |
| Martha J. Burgess, (intermarriage), | February 22, 1907.                  |



|                                         |                    |
|-----------------------------------------|--------------------|
| Moses Carter (freedman)                 | February 1, 1907.  |
| Hurshell L. Hyde (by blood),            | February 21, 1907. |
| John W. Goss (intermarriage)            | February 21, 1907. |
| William S. Hutchins (intermarriage),    | February 25, 1907. |
| Mattie Mackey (freedman)                | February 23, 1907. |
| William C. Smith (by blood),            | February 21, 1907. |
| Roy Drum (by blood),                    | February 27, 1907. |
| Leneta Johnson, et al. (by blood)       | February 23, 1907. |
| Cynthia A. Fields, (intermarriage),     | February 23, 1907. |
| Nathaniel Wickliff (freedman),          | February 16, 1907. |
| Herbert K. Hyde (by blood),             | February 20, 1907. |
| Mellie Hurst (intermarriage)            | February 23, 1907. |
| Mollie C. Collins (intermarriage),      | February 23, 1907. |
| Amanda Brackett (intermarriage),        | February 23, 1907. |
| Fatima Keys (intermarriage),            | February 23, 1907. |
| Levi P. Isbell (intermarriage)          | February 20, 1907. |
| Annie C. Butler (intermarriage),        | February 23, 1907. |
| James R. Rivin (intermarriage),         | February 14, 1907. |
| Laura Ross (freedman),                  | February 23, 1907. |
| Willie Joanna Low, et al. (freedman),   | February 23, 1907. |
| William T. Teague (by blood),           | February 20, 1907. |
| Theodore Jones (freedman),              | February 25, 1907. |
| Viola W. Finwick (freedman),            | February 25, 1907. |
| Wiley Polston, et al., (freedmen),      | February 23, 1907. |
| Pansy Grinnett (freedman)               | February 21, 1907. |
| Alice Harman (intermarriage),           | February 23, 1907. |
| Betty McLaughlin (by blood),            | January 17, 1907.  |
| Loran Alfred Levett (by blood),         | February 15, 1907. |
| Maudie Skaggs (by blood),               | February 15, 1907. |
| Robert Walker (freedman),               | February 14, 1907. |
| Edward B. Prayser (intermarriage)       | February 16, 1907. |
| Daniel Stisler, et al., (by blood),     | February 14, 1907. |
| Olla May Mitchell (by blood),           | February 16, 1907. |
| Felix F. Witt (intermarriage),          | February 19, 1907. |
| Breston G. Browning (intermarriage)     | February 23, 1907. |
| Harrison Cecil Smith, et al. (by blood) | February 16, 1907. |
| Lilly Irene True, et al., (by blood)    | February 25, 1907. |
| Alberta Sanders, et al. (freedmen),     | February 25, 1907. |
| Samuel Sanders (freedman)               | February 21, 1907. |
| Peggie Bearpaw (by blood)               | February 25, 1907. |
| Lawrence Graves (freedman),             | February 25, 1907. |
| James Beck (freedman),                  | February 25, 1907. |
| J. Lillian Pruett et al. (by blood),    | February 23, 1907. |
| Charles W. Trent (intermarriage),       | February 25, 1907. |
| John Greece (by blood),                 | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),      | February 25, 1907. |
| David Monsee Monsee (freedman),         | February 25, 1907. |
| Rosa S. Whitaker (intermarriage)        | February 25, 1907. |

|                                         |                    |
|-----------------------------------------|--------------------|
| Roseburn Wright (freedman)              | February 14, 1907. |
| Lenard King, et al. (by blood)          | February 14, 1907. |
| Roberta Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman)            | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Ansey, et al. (by blood),         | February 25, 1907. |
| Carnlyer Vestel (freedman),             | February 25, 1907. |
| Lizzie H. Landley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Myrtle Adams (freedman),                | February 25, 1907. |
| Annie Screschow (as citizens ), et al.  | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al., (freedmen),     | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedmen),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Mabel Barritt (by blood),         | February 1, 1907.  |
| Eliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Mayes Vann (freedman)               | February 18, 1907. |
| Willie Lee Hanks, et al. (freedmen),    | February 18, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Bane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Doc Herron England (by blood)/          | February 21, 1907. |
| Mildred Teague (by blood)               | February 18, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Colbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Eliza J. Huston (intermarriage),        | February 25, 1907. |
| Ottorein Allen (freedman),              | February 18, 1907. |
| Viola Martin (freedman)                 | February 18, 1907. |
| Archie Taylor (freedman),               | February 18, 1907. |
| Joseph N. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.  
W.U.F.3-4-07.

Cherokee F.  
N.B.495

Muskogee, Indian Territory, March 30, 1907.

George C. Bell,  
Dora, Arkansas.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of your children, Thomas and Booker T. Bell, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-12  
JMH

*[Signature]*  
Acting Commissioner.

Cherokee F.N.B.  
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. P-4-60  
HMP

Acting Commissioner.



Cher Fr M 496

Cher Fr M 496

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

...Julius Curis.....

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

Department of the Interior,

Commissioner to the Five

Civilized Tribes,

Filed Aug., 10, 1906.

TAMES Bixby,

Commissioner.

Received July 23, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Julious Curls, born on the 7 day of Jan. 1904.  
[Here insert name of child]  
Name of Father: Riley Curls a citizen of the Cherokee Nation.  
Name of Mother: Nancy Curls a citizen of the Cherokee Nation.  
Tribal enrollment of father: freedman Tribal enrollment of mother: Cherokee freedman  
Postoffice: Chelsea, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Nancy Curls on oath state that I am thirty-six years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of Riley Curls, who is a citizen, by adoption of the Cherokee Nation; that a male child was [Male or Female] born to me on 7 day of January 1904; that said child has been named Julious Curls and was living March 4, 1906.

Nancy Curls

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 21 day of July 1906.

John D. Miller

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern Judicial District. }

I, Hannah Riley, a midwife, on oath state that I attended on Nancy Curls, wife of Riley Curls, on the 7 day of Jan. 1904; that there was born to her on said date a male child; that said child was living March 4, 1906, and is said to have been named Julious Curls.

Hannah Riley

WITNESSES TO MARK:

[Must be Two Witnesses] {

Subscribed and sworn to before me this 21 day of July 1906.

John D. Miller

Notary Public.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Julious Curle as a Cherokee freedman.

D E C I S I O N

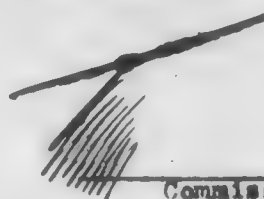
THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Julious Curle, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Julious Curle, is the minor child of Riley Curle and Nancy Curle, alleged Cherokee freedmen, and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that the application for the enrollment of said Riley Curle, as a Cherokee freedman, was denied by the Commissioner to the Five Civilized Tribes February 27, 1907, and his decision was on said date, forwarded to the Department for review. It is further shown that the application for the enrollment of said Nancy Curle, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes June 16, 1905, and its action was on January 4, 1907 (I.T.D.8180,8906,8529,8737,8739-05), approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Julious Curle is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.



\_\_\_\_\_  
Commissioner

Dated at Muskogee, Indian Territory,

this \_\_\_\_\_

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

070

CHIEF CLERK,

CHEROKEE LAND OFFICE.

DEAR SIR:

The records of this office show

listed on Cherokee card No. C. L. B. 494

to be prima facie entitled to enrollment as Indian of the Cherokee Nation for the following reason,

viz: Certificate submitted to Sect of  
Cherokee Nation March 4 1870

Respectfully,

Dated March 27 1870

Commissioner.

Muskogee, Indian Territory, July, 26, 1906.

Riley Curls,

Chelsea, Indian Territory.

Dear Sir:

This office is in receipt on July 23, 1906, of application for the enrollment as a citizen of the Cherokee Nation of Julius Curls, born January 7, 1904.

Respectfully,

Commissioner.

MCP

Muskogee, Indian Territory, February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137), of Julius Curle as a Cherokee freedman, together with the Commissioner's decision rejecting said application.

Respectfully,

Commissioner.

Incl. CL-13.

SHL

Through the Commissioner  
of Indian Affairs.

Cherokee F. H. B.

496

Muskogee, Indian Territory, February 28, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of Julius Curle as a minor Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc. M-29

Commissioner.

MH

Cherokee F. H. B.

496

Muskogee, Indian Territory, February 28, 1907.

Riley Curls,

Chelsea, Indian Territory.

Dear sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your minor child, Julius Curls, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc. M-30

Commissioner.

MH

Register.

(COPY)

LAND  
21760-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 2, 1907.

The Honorable,  
The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the consolidated application for the enrollment of Moses Riley, et al., as Cherokee freedmen, wherein a final decision of rejection was rendered by the Commissioner as to all the parties applicant on February 27, 1907.

This case was remanded by the Department for further investigation, and a large number of witnesses were sworn and testified in the case, and 285 pages of additional testimony taken. In addition to the oral evidence, certain original and certified copies of records throwing light on the contentions of the parties, were filed with the record and are now submitted.

Commissioner Bixby found that the applicants had not been in such a manner recognized by the tribal authorities of the Cherokee Nation as freedmen of that Nation as to entitle them under the present laws to enrollment as freedmen of the Cherokee Nation. The Office cannot concur in this recommendation.

The Supplemental evidence submitted, in the judgment of the Office, by a clear preponderance thereof shows that

Samuel Riley, or Riley McHair, who was at the beginning of the War of the Rebellion a slave of a Cherokee citizen, returned to the Cherokee Nation within the time prescribed by the treaty of 1866 and re-established himself therein. Documentary and other evidence clearly showing recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the Nation is in the record. It is also shown that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and no serious question has been raised as to their right to so remain and occupy the tribal lands.

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Nathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elnora Riley, Ideller Riley, Luther D. Riley, Frank Riley, Lattie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley, -(son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Galvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Fessie Scott, Jirmie Scott, Delilah Johnson, Allie Johnson,



(3)

Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson,  
Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson,  
Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson,  
Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie  
Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth  
Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls,  
Edward Curls, James Curls, George Curls, Stephenia Curls,  
Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha  
Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson,  
Clyde Thompson, Hollie Townsend, Rosa Townsend, George Townsend,  
Arthur Townsend, Ethel Townsend, Emma Purtle, Frank Riley and  
Lovat Vann (children of Emma Purtle and Jesse Vann), Julius  
Curls, Jr.,-(son of Riley Curls), Oak Leon Wagoner (son of  
Cora J. Wagoner), Jesse Barnett (son of Raud and William Riley),  
Ellen Vann, Walter Vann, Vaneta Vann, and John C. Riley (son of  
William Riley).

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

WHL-LC..

VI  
172

(COPY)

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 4, 1907.

Land

-----  
21888-1907  
21899-1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed records of the Commissioner to the Five Civilized Tribes in the matter of the applications of Julius Curls and Elmore Vann, applicants for enrollment as Cherokee freedmen, wherein decisions adverse to them were rendered by the Commissioner to the Five Civilized Tribes.

On the 2nd instant the Office in forwarding the Cherokee freedman case of Moses Riley recommended that the parents of these applicants, through whom they claim their rights, be enrolled. It necessarily follows, since the applications in these cases were made within the time prescribed by law, that if the parents were entitled, so are the children. It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed and that Julius Curls and Elmore Vann be enrolled as Cherokee freedmen.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBH-GH

(COPY)

Land.

21,902-1907.

21,912-1907.

21,909-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 4, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to invite your attention to the enclosed record of the Commissioner to the Five Civilized Tribes in the matter of the applications for enrollment of Jesse Riley, Oak Leon Wagoner and Alice Riley, as Cherokee freedmen.

The Commissioner to the Five Civilized Tribes rejected these applicants because he had already rejected their parents who were involved in the consolidated Cherokee freedmen case of Moses Riley, et al.

On the 2nd instant in forwarding the case of Moses Riley, et al., the Office recommended the enrollment of the parents of each of these minors.

It is therefore recommended that the adverse decisions of the Commissioner in these cases be reversed, and that the applicants be enrolled.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

(E.B.H.) P.

D.I.  
H.C.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

J.W.H.  
J.W.H.  
W.C.P.  
J.R.W.

I.T.D.  
7912-1907.  
8018-042-1907:

F.L.C.

March 4, 1907.

The Commissioner to the  
Five Civilized Tribes.

Sir:

The Department has considered the record in the matter of the consolidated applications for the enrollment of Moses Riley et al. as Cherokee freedmen, which was the subject of your decision of February 27, 1907, adverse to the applicants.

It seems that this case is now before the Department with additional testimony taken upon rehearing beginning October 26, 1906. There is no question as to the right of the common ancestor of these applicants, as well as the older parties to the case, to avail themselves of the opportunity afforded by article 9 of the treaty of 1866, between the United States and the Cherokee Nation, to acquire citizenship therein. The only question in issue concerns the date of the return of the common ancestor and his children to the Cherokee Nation. On the part of the applicants it is alleged that such return was made in the year 1866, it being claimed that the father of the family went first to the nation early in the spring of that year, and later returned to Kansas for the other members of the family, with whom he removed from Kansas to the Cherokee Nation in the fall of that year.

On behalf of the Cherokee Nation it is contended that the head of the Riley family did not go to the Cherokee Nation until the spring of 1867, and that the removal of the family did not follow until the fall of that year.

In your said decision of February 27, 1907, you state that the testimony introduced on behalf of the Cherokee Nation shows conclusively that no crop was made on the McNair place (in the Cherokee Nation) by any member or members of this family in 1866, and that none of said family was on that place "after the war of the rebellion, earlier than, possibly, May, 1867". This statement is presumably designed as a finding contrary to certain portions of the testimony of the applicants tending to show that the head of the family raised a crop of corn on the McNair place during the year 1866.

It is further stated in said decision that the testimony introduced on behalf of the applicants, to the effect that when the Riley family left the State of Kansas, they went direct to the said McNair place in the Cherokee Nation, is uncontradicted. Following this statement an analysis is made of the testimony of Judge William Spriggs, which was in favor of the applicants, and the inference is drawn that the testimony of Mr. Spriggs is inaccurate in respect to time.

Reference is also made by you to the census roll of citizenship of the Cherokee Nation prepared in the year 1867 by W. Tompkins, who was appointed by the United States as

commissioner for that purpose. As the applicants' names do not appear upon this roll you infer that they did not return to the nation within the time limited by the treaty of 1866. Reference is also made to the decision rendered by a commission on citizenship in the Cherokee Nation about the year 1878, or 1879, relative to one Riley McNair. The record does not clearly disclose anything concerning this decision, save that it went "by default" apparently in favor of the plaintiff.

Reporting in the matter, March 2, 1907, the Indian Office stated that it could not concur in your recommendation adverse to the applicants, finding that the supplemental evidence, by a clear preponderance of proof, showed return of Samuel Riley, or Riley McNair, to the Cherokee Nation within the time prescribed by the treaty of 1866. The Indian Office also notes the existence of documentary and other evidence which, in its opinion, clearly shows recognition on the part of the Cherokee Nation and its officers of the various principal applicants herein as freedmen of the nation.

The Indian Office further shows that all the applicants have resided throughout their entire lives, or for many years, in the Cherokee Nation, and that no serious question has been raised as to their right to occupy tribal lands.

Concluding its report of March 2, 1907, the Indian Office recommends the enrollment of certain of the applicants,

but not all of them, in the following language:

It is the judgment of the Office therefore that the record as now constituted satisfactorily shows that the following persons are entitled to and should be enrolled, and it is recommended that the adverse decision of the Commissioner be reversed and that their enrollment be ordered: Moses Riley, Lilly Riley, Andrew Riley, Nathaniel Riley, Jesse Riley, Joseph Riley, Ollie Riley, Viola Riley, Mabel Riley, Elnora Riley, Idellier Riley, Luther D. Riley, Frank Riley, Lottie Riley, Fannie Riley, James Riley, Ralph Riley, Arizona Riley, Inola Riley, Earl E. Riley, Clarence Riley (son of Lottie Riley), Jerry Riley, Samuel Riley, James E. Riley, Amanda Riley, Mariah Riley, Maggie Riley, Calvin Riley, Bertha Riley, Ada Riley, Leona Riley, Fannie Scott, Charles Wesley Miller, Bessie Scott, Jimmie Scott, Delilah Johnson, Allie Johnson, Luman Johnson, Jesse Johnson, Alfred Johnson, Nola Johnson, Della Johnson, Ella Johnson, Harrison Johnson, Lottie Johnson, Rebecca Johnson, Luford Johnson, Wilbert Johnson, Arch Johnson, Lenora Odine Riley (child of Jesse Riley), William Riley, Carrie Gibson, Cora J. Wagoner, Oval Wagoner, Arthur Riley, Elizabeth Melton, Elnora Melton, Julius Curls, Riley Curls, Willie Curls, Edward Curls, James Curls, George Curls, Stephenia Curls, Clarence Curls, Beatrice Curls, Ophelia Thompson, Alpha Thompson, Libbie Thompson, Hirschel Thompson, Harvey Thompson, Clyde Thompson, Mollie Townsend, Rosa Townsend, George Townsend, Arthur Townsend, Ethel Townsend, Emma Purtle, Frank, Riley and Lovat Vann (children of Emma Purtle and Jesse Vann), Julius Curls, Jr. (son of Riley Curls), Oak Leon Wagoner (son of Cora J. Wagoner), Jesse Barnet (son of Maud and William Riley), Ellen Bean, Walter Vann, Waneta Vann, and John C. Riley (son of William Riley).

The Department has considered the additional testimony taken at the rehearing, and has further examined in connection therewith the testimony of the principal applicants taken theretofore. The work of examining the case has been materially

lightened by the careful briefs submitted by the attorneys, both for and against the applicants. In connection with said arguments there was submitted by the attorneys for the parties in interest a synopsis or analysis of the testimony relied upon, from which the relative weight of their contentions can be determined with some degree of certainty. With the assistance of said attorneys, and in view of the examination of the record referred to above, the Department has been able to reach a conclusion in the case.

It is not considered that the reasons given in your decision are sufficient to support the conclusion therein reached. It is believed that your decision is based more upon inference and negative proof than upon positive showing adverse to the applicants.

On the other hand it is found that the testimony of numerous witnesses who were acquainted with the older applicants during the war of the rebellion, and prior to the treaty of 1866, shows with a high degree of certainty that said applicants left the State of Kansas and removed to the Cherokee Nation in the fall of 1866. This conclusion is corroborated by various official records, which show that in the years past the members of the family have been regarded as citizens of the Cherokee Nation. Prominent among the witnesses who testified in their favor is Judge William Spriggs, referred to above. It appears that he is a man who has held positions of high honor in the



State of Kansas, and that his testimony is entirely trustworthy. Such testimony is verified in material respects by that of numerous other white citizens of Kansas, who were his neighbors during the war. According to the testimony of Judge Spriggs, he advised the father of the principal applicants early in the year 1866, during the pendency of the treaty with the Cherokee Indians to remove to the Cherokee Nation, in order to secure their rights. An effort has been made to discredit the testimony of Judge Spriggs because it tends in part to show that the Cherokee freedmen were adopted by act of Congress, or treaty, in the spring of 1866, when as a matter of history the treaty with the Cherokees was not ratified until July 19th of the year 1866.

It is found, however, that at the close of the war of the rebellion new treaties with the Five Civilized Tribes were necessary on account of the attitude assumed by them during the war, and because of the changed conditions resulting from it. Consequently negotiations with said tribes were begun as soon as possible after the close of the war, and were under way as early as April of 1866. The testimony of a number of other prominent citizens in Kansas was given in favor of the applicants, showing the date of their removal to the nation. Said testimony is largely cumulative in character, and need not be further referred to. It is considered important, moreover, to observe that the testimony of the principal applicant in 1901, compared with that given him more than five years thereafter, is notably consistent in all material respects.

The testimony submitted on behalf of the Nation is not deemed sufficient to overcome that presented by the applicants or to show, of itself, that they should be denied enrolment. No serious attempt was made to refute the statements of Judge Spriggs and his neighbors although some effort was made to establish generally the probability of error in testimony after lapse of years. But if there is such probability it is no more likely to occur on one side than on the other, and in the case of Judge Spriggs and his associates I find that their memories were fortified and reinforced, through association, by important matters and events which enabled them to fix definitely the date of applicant's removal to the Nation. The Nation places considerable stress upon the testimony of Mary J. Thompson who claimed to have returned after the war to the Old McWair place, in the Cherokee Nation, in the fall of 1866, and who testifies that none of the Riley boys made a crop upon the place that year. This testimony necessarily relates to the spring and summer of 1866, yet it is not claimed that she herself returned to the Nation until November 1866. Manifestly decisive weight should not be attached to her testimony under such circumstances, her statements being, like that of others relied upon by the Nation, negative rather than positive. Even though all the force claimed be given the testimony of this witness as well as to that of others, including, particularly, Herman Vann, Key Catcher, and J. H. Covel, the De-

partment would not be warranted in denying the enrolment of the applicants, except as noted hereinafter. Accordingly, as the Department concurs in the recommendation of the Indian Office, you are directed to enroll the persons mentioned herein, whose names are contained in the extract quoted from Indian Office report of March 2, 1907, and set forth above, as Cherokee Freedmen.

Your decision of February 27, 1907 is reversed as to the persons named in Indian Office report of March 2, 1907 (Land 21760 - 1907) but as to the other persons who are parties to this case, your said decision, adverse to them, is hereby affirmed.

The Department has also considered the Cherokee Freedmen cases of Julious Curls and Elmore Vann, both of whom were denied enrollment by your decisions of February 28, 1907. The Indian Office recommends the enrollment of these children. Inasmuch as their parents are found herein to be entitled to enrollment, the Department concurs in the recommendation of the Indian Office and your said decisions, both dated February 28, 1907, are hereby reversed. You are accordingly directed to enroll Elmore Vann as a Cherokee freedman. The name of Julious Curls appears in the list quoted from Indian Office Report of the 2nd instant.

On February 28, 1908, by separate decisions, you also denied the enrolment of Jesse Riley, Oak Leon Wagoner, and Alice Riley, as Cherokee freedmen. The Indian Office reported under

date of March 4, 1907 that the enrolment of the parents of these children was recommended in its report of the 2nd instant. Such being the case, your said decisions of February 28, 1907, are hereby reversed and you are also directed to enroll the said Jesse Riley and Alice Riley as Cherokee freedmen. As to Oak Leon Wagoner, his name also appears hereinbefore in the list quoted from Indian Office letter of March 2, 1907.

A copy of this decision has been sent to the Indian Office, together with the papers in the cases referred to herein.

Very respectfully,

Jesse E. Wilson,

Acting Secretary.

A F Mc  
3-4-07.

Cherokee F.  
N. B. 496.

Muskogee, Indian Territory, March 28, 1907.

Riley Curle,

Chelsea, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your minor child, Julious Curle, as a Cherokee freedman, was reversed by the Secretary of the Interior, March 4, 1907, and said application granted.

Respectfully,

Acting Commissioner.

LMC

COPY

Cherokee F.  
D 258 et al.

Muskogee, Indian Territory, March 27, 1907.

Starr & Patten,  
Attorneys for Moses Riley, et al.,  
Vinita, Indian Territory.

Gentlemen:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting the application for the enrollment of Moses Riley, et al., as Cherokee freedmen, was reversed by the Secretary of the Interior, March 4, 1907, as to Moses Riley et al., and affirmed as to Jane Riley, et al.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Commissioner.

Encl.C-5  
LMC

Cherokee v.  
D 253 et al.

COPY

Muskogee, Indian Territory, March 27, 1907.

T. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, rejecting the application for the enrollment of Moses Riley, et al., as Cherokee freedmen, was reversed by the Secretary of the Interior, March 4, 1907, as to Moses Riley et al., and affirmed as to Jane Riley, et al.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

*Wm. H. H. H.*  
Commissioner.

Encl.C-4  
LMC

Cher Fr M 497

Cher Fr M 497



CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Luie Carter*

as a citizen of

*Cherokee*

Nation.

Approved

190

*Commissioner.*

RECEIVED

JUL 23 1906

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Lula Carter*

as a citizen of

*Cherokee*

Nation.

Approved

190

Commissioner.

RECEIVED

JUL 23 1906

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Louie Carter born on the 6 day of February 1902.  
(Here insert name of child)  
 Name of father: John Carter a citizen of the Cherokee Nation.  
 Name of mother: Minnie Carter a citizen of the Cherokee Nation.  
 Tribal enrollment of father Cherokee Freedman Tribal enrollment of  
 mother Cherokee Freedman 3959  
 Postoffice Gulson, Ind. Ter.

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory,  
Northern District.

I, Minnie Carter on oath state that I am 22  
 years of age and a citizen by Freedman of the Cherokee Nation;  
 that I am the lawful wife of John Carter who is a citizen, by  
Freedman of the Cherokee Nation; that a male child was  
(Male or Female)  
 born to me on 6<sup>th</sup> day of February 1902; that said child has been  
 named Louie Carter, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses.]

Subscribed and sworn to before me this 21<sup>st</sup> day of July 1906.  
My Com. expires Feb. 16<sup>th</sup> 1907 N. R. Moulton  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,  
Northern District.

I, Katie Westbrook a Midwife, on oath state that I  
 attended on Minnie Carter wife of John Carter  
 on the 6<sup>th</sup> day of February 1902; that there was born to her on said  
 date a male child; that said child was living March 4, 1906; and is said to have  
 been named Louie Carter  
(Male or Female)

WITNESSES TO MARK:

[Must be Two  
Witnesses.]

Subscribed and sworn to before me this 21 day of July 1906.  
My Com. expires Feb. 16<sup>th</sup> 1907 N. R. Moulton  
 Notary Public.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

.....

In the matter of the application for the enrollment of  
Luie Carter as a Cherokee freedman.

D E C I S I O N .

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Luie Carter under the provisions of Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Luie Carter, is the minor child of one John Carter, an alleged Cherokee freedman, but who cannot be identified as a regularly enrolled Cherokee freedman, or as having an application for enrollment pending, and Minnie Carter, a regularly enrolled Cherokee freedman; that the said Luie Carter was born to them February 6, 1902, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section, illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS THEREFORE ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Luie Carter is entitled to enrollment as a freedman citizen of the Cherokee Nation, and his application for enrollment as such is accordingly granted.



Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 20 1907, 1907.

Muskogee, Indian Territory, July 27, 1906.

Minnie Carter,

Tulsa, Indian Territory.

Dear Madam:

This office is in receipt, on July 23, 1906,  
of an application for the enrollment as a citizen of  
the Cherokee Nation of Lule Carter, born February 6, 1902.

Respectfully,

M.A.

Commissioner.

Form No. 2.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

January 30, 1907

190

To Minnie Carter (Colored)

Tulsa, Indian Territory.

~~Appear before Commissioner immediately and testify in the~~  
~~case of your children.~~

O R G R Paid

BIXBY

Commissioner

READ THE NOTICE AND AGREEMENT ON BACK.

Form No. 168. M. T.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

This Company TRANSMITS and DELIVERS messages only on conditions limiting its liability, which have been assented to by the sender of the following message. Errors can be guarded against only by repeating a message back to the sending station for comparison, and the Company will not hold itself liable for errors or delays in transmission or delivery of Unrepeated Messages, beyond the amount of tolls paid thereon, nor in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

This is an UNREPEATED MESSAGE, and is delivered by request of the sender, under the conditions named above.

ROBERT C. CLOWRY, President and General Manager.

**RECEIVED at**

107Ks. ku. o. 9:16p/

Muskogee, I. T.

Yours 30th Carter "Colored," sgd Bixby undeld ~~xx~~ unable locate

Tulsa, I. T. 31, 1907

**MONEY TRANSFERRED BY TELEGRAPH.**

**CABLE OFFICE.**

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.

N.B. 497

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 20, 1907.

John Carter,

Tulsa, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 20, 1907, granting the application for the enrollment of your child, Luie Carter, as a Cherokee freedman.

You will be advised when the name of your said child has been placed upon a schedule of Cherokee freedmen and approved by the Secretary of the Interior.

Respectfully,

Encl.H-34  
JMH

Commissioner.



Cherokee F.  
H. B. 497

Muskogee, Indian Territory, February 20, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 20, 1907, granting the application for the enrollment of Luie Carter as a Cherokee freedman.

Respectfully,

Encl. H-33  
JMH

Commissioner.

Cherokee F. N.B.497

Muskogee, Indian Territory, February 20, 1907.

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of  
your decision enrolling Luis Carter as a Cherokee freedman.  
Time for protesting said decision is waived, and I consent  
that said person may be placed upon the schedule immediately.

Respectfully,

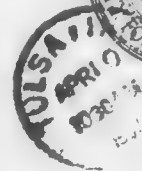
*W. W. Hastings*

Attorney for Cherokee Nation.

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOGEE, IND. TER.



Joan Carter,

Tulsa, Indian Territory.



Cher Fr M 498

Cher Fr M 498

*see*  
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 20, 1906.

*Paul Allen*

as a citizen of

*Cherokee* Nation.

Approved *Geo* 1907 190...

*[Signature]*  
Commissioner.

FILED

AUG 1 1906

*[Signature]*  
Commissioner

RECEIVED  
JUL 23 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN AN APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Paul Dren, born on the 14 day of January, 1902  
(Here insert name of child)  
 Name of Father: Ruth Dren, a citizen of the Cherokee Nation.  
 Name of Mother: Thomas Dren, a citizen of the Cherokee Nation.  
Cherokee Indian  
 Tribal enrollment of father: 1299 Tribal enrollment of mother: 1310  
 Postoffice: Alan, S. I.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Northrup District.

I, Ruth Dren, do on oath state that I am 40  
 years of age and a citizen by adoption of the Cherokee Nation;  
 that I am the lawful wife of Thomas Dren, who is a citizen, by  
adoption of the Cherokee Indian Nation; that a male child was  
(Male or Female)  
 born to me on 14 day of January, 1902; that said child has been named  
Paul Dren, and was living March 4, 1906.

## WITNESSES TO MARK.

[Must be Two  
 Witnesses]

Subscribed and sworn to before me this 21 day of July, 1906.

J. H. Mayfield  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Northrup District.

I, Lottie Dren, a midwife, on oath state that I  
 attended on Ruth Dren, wife of Thomas Dren,  
 on the 14 day of Jan, 1902; that there was born to her on said date a male  
(Male or Female)  
 child; that said child was living March 4, 1906, and is said to have been named  
Paul Dren.

## WITNESSES TO MARK.

[Must be Two  
 Witnesses]

Subscribed and sworn to before me this 21 day of July, 1906.

J. H. Mayfield  
 Notary Public.

Muskogee, Indian Territory, July 27, 1906.

Ruth Drew,

Vian, Indian Territory.

Dear Madam:

This office is in receipt, on July 23, 1906, of  
an application for the enrollment as a citizen of the  
Cherokee Nation, of Paul Drew, born January 14, 1902.

Respectfully,

M.A.

Commissioner.



Cher Fr M 499

Cher Fr M 499

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906

*William Elliott*

as a citizen of

*Cherokee* Nation.

Approved

190...

Commissioner.

FILED

*[Signature]* Comm.

JUL 24 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN AN APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of William Elliott, born on the 17 th day of Jan. 1904.  
(Here insert name of child)  
Name of Father: Robert Elliott, a citizen of the Cherokee Nation.  
Name of Mother: Mary Elliott, a citizen of the Cherokee Nation.  
Tribal enrollment of father: Cherokee. Tribal enrollment of mother: Freedman 1612  
Postoffice: Muskogee, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Mary Elliott, on oath state that I am 34  
years of age and a citizen by blood, of the Cherokee Nation;  
that I am the lawful wife of Robert Elliott, who is a citizen, by  
blood, of the Cherokee Nation; that a Male child was  
(Male or Female)  
born to me on 17 day of January, 1904; that said child has been named  
William Elliott and was living March 4, 1906.

Mary Elliott

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 20th. day of July, 1906.

U. L. Hurst

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MIDWIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Polly Ross, a midwife, on oath state that I  
attended on Mary Elliott, wife of Robert Elliott  
on the 20 day of Jan, 1904; that there was born to her on said date a male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named

William Elliott

Polly Ross  
Frank

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this

day of July, 1906.

U. L. Hurst

Notary Public.

*get*

199

IN RE

Application for Enrollment of  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

*William Elliott*

as a citizen of

*Cherokee* Nation.

*W. E. H.*  
Approved

190...

Commissioner.

FILED

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of William Elliott [Here insert name of child], born on the 17<sup>th</sup> day of JANUARY, 1904  
Name of Father: Robert Elliott, a citizen of the Cherokee Nation  
Name of Mother: Mary Elliott, a citizen of the Cherokee Nation  
Tribal enrollment of father: Cherokee 1310 Tribal enrollment of mother: J. 1612  
Postoffice: Muskogee, Indian Territory

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Mary Elliott, on oath state that I am 34 years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Robert Elliott, who is a citizen, by blood, of the Cherokee Nation, that a Male child was born to me on 17<sup>th</sup> day of January, 1904, that said child has been named William Elliott, and was living March 4, 1906.

X Mary Elliott

## WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 25 day of Aug, 1906.

V. L. Hursh  
Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Polly Ross, a mid-wife, on oath state that I attended on Mary Elliott, wife of Robert Elliott, on the 17<sup>th</sup> day of January, 1904, that there was born to her on said date a Male child; that said child was living March 4, 1906, and is said to have been named William Elliott.

## WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 25<sup>th</sup> day of Aug, 1906.

V. L. Hursh  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

CHIEF CLERK,

CHEROKEE LAND OFFICE.

DEAR SIR:

The records of this office show

*William Smith*

listed on Cherokee card No.

*444*

to be prima facie entitled to enrollment as

of the Cherokee Nation for the following reason,

viz:

*Is on Schedule for Enrollment Approval*

Respectfully,

Commissioner.

Dated

*July 30. 1907*

Muskogee, Indian Territory, July 26, 1906.

Robert Elliott,  
C/o Hurt & Hurt,  
Fort Gibson, Indian Territory.

Dear Sir:

This office is in receipt on July 24, 1906, of  
application for the enrollment as a citizen of the Cherokee  
Nation of William Elliott, born January 17, 1904.

Respectfully,

Commissioner.

MMP

Cherokee Freedmen  
H.B. 499

Muskogee, Indian Territory, August 21, 1906.

Robert Elliott,

Muskogee, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, William Elliott, as a Cherokee Freedman you are advised that in the caption of the affidavit and in the affidavit of the mother as to the birth of said child, the date of birth is given as January 17, 1904, and in the affidavit of the mid-wife in attendance at the birth of said child, the date is given as January 20, 1904.

There is enclosed herewith a blank form of birth affidavit which you are requested to properly execute and return to this office, the correct date of birth of said child to appear throughout said affidavit. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Encl.H.J.-27.  
H.J.C.

Commissioner.



Cher Fr M 500

Cher Fr M 500

---

**IN RE****Application for Enrollment of  
MINOR CHILD****Act of Congress Approved  
April 20, 1906.****Tyre Finley**  
.....**as a citizen of****Cherokee** ..... **Nation.**  
.....**Approved**..... **190...**  
.....**Commissioner.**  

---

Department of the Interior,  
Commissioner to the Five  
Civilized Tribes.

**F I L E D****Aug. 10, 1906.**

**Tams Bixby,**  
**Commissioner**

**Received July 23, 1906**

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ..... Nation,  
of Tyre Finley ..... born on the 16 day of March 1903.  
[Here insert name of child]  
Name of Father: Tyre H. Finley ..... a citizen of the U. S. ..... State.  
Name of Mother: Eva L. Finley ..... a citizen of the Cherokee ..... Nation.  
Tribal enrollment of father: None ..... Tribal enrollment of mother Cherokee Freedman  
Postoffice: Vinita I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Eva L. Finley ..... on oath state that I am 32 .....  
years of age and a Freedman citizen by ..... of the Cherokee ..... Nation;  
that I am the lawful wife of Tyre H. Finley ..... who is a citizen, by  
..... of the ..... Nation; that a male child was  
[Male or Female]  
born to me on 16 day of March 1903; that said child has been named  
Tyre Finley ..... and was living March 4, 1906.

Signed Eva L. Finley

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
..... }

Subscribed and sworn to before me this 19th day of July 1906.

Earl Walker  
Notary Public.

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Dr. Lewis Bagby ..... a M.D. ..... on oath state that I  
attended on Eva L. Finley ..... wife of Tyre H. Finley .....  
on the 16th day of March 1903; that there was born to her on said date a male .....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Tyre Finley .....

Lewis Bagby M.D.

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
..... }

Subscribed and sworn to before me this 20th day of July 1906.

SEAL

Earl Walker  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
TYRE FINLEY as a Cherokee freedman.

D E C I S I O N .  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Tyre Finley under the provisions of Section Two of the Act of Congress approved April 26, 1906, (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Tyre Finley is the minor child of one, Tyre H. Finley a non-citizen of the Cherokee nation, and Eva L. Finley, whose application for enrollment as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, January 18, 1906, and his decision approved by the Secretary of the Interior, February 20, 1906, (I.T.D. 2634-1906).

Section Two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am, therefore, of the opinion, that I am without authority to receive or consider the application for the enrollment of Tyre Finley as a Cherokee freedman, and I hereby decline to receive such application.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 12 1907.

Muskogee, Indian Territory, July 27, 1906.

Eva L. Finley,

Vinita, Indian Territory.

Dear Madam:

This office is in receipt, on July 23, 1906, of  
an application for the enrollment as a citizen of the  
Cherokee Nation, of Tyre Finley, born March 16, 1903.

Respectfully,

M.A.

Commissioner.

Cherokee F.  
N.B.500

Muskogee, Indian Territory, February 12, 1907.

Tyre H. Finley,  
Vinita, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the application for the enrollment of your child, Tyre Finley, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-73  
JMH

Register.

Commissioner.

Cherokee F.  
H.B.500

Muskogee, Indian Territory, February 12, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the application for the enrollment of Tyre Finley as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-74  
JMH

Commissioner.

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

/ There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Tyre Finley as a Cherokee freedman, together with the decision of the Commissioner, dated February 12, 1907, denying said application.

Respectfully,

Encl.H-75  
JMH

Commissioner.

Through the Commissioner  
of Indian Affairs.



DEPARTMENT OF THE INTERIOR,

LAND  
16251-1907.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

COPY.

February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Tyre Finley, as a Cherokee freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, adverse to the applicant.

The record shows that on July 23, 1906 application was received by the Commissioner to the Five Civilized Tribes for the enrollment of this applicant as a Cherokee freedman. The evidence shows that this applicant is the minor child of Tyre H. Finley, a non-citizen, and Eva L. Finley, whose application for enrollment as a Cherokee freedman was denied by the Department on February 20, 1906, (I.T.D. 2434).

Therefore, by reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat. L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of Tyre Finley as a Cherokee freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KRM-1C.

W.H.M.  
J.P.

DEPARTMENT OF THE INTERIOR,

IRS.

WASHINGTON.

D.C. 12639-1907.

I. T. D.

5694, 5712, 5714, 5716,  
5726, 5768, 5808, 5822,  
5826, 5834, 5850, 5852,  
5860, 5866, 5870, 5772,  
5880, 5910, 5916, 5934,  
5942, 5946, 5948, 5950,  
5954, 5960, 5970, 5972,  
5996, 5998, 6000, 6002,  
all 1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of Case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| Moses Hardrick, et al. (freedmen),  | February 13, 1907.                  |
| Alexander M. Anderson,              | February 21, 1907.                  |
| Emiline Patrick,                    | February 19, 1907.                  |
| Leona Arreta Kincaide,              | February 12, 1907.                  |
| Neoma Worley Hicks, (freedman),     | February 12, 1907.                  |
| James McCamish,                     | February 2, 1907.                   |
| George W. Hill,                     | February 12, 1907.                  |
| Lydia M. Ward, et al. (freedmen)    | February 12, 1907.                  |
| Mary E. Coker,                      | February 8, 1907.                   |
| Charlotte M. Laughlin, et al.,      | February 21, 1907.                  |
| Jessie Lee Lignon, et al.,          | February 15, 1907.                  |
| Joseph Henson,                      | February 14, 1907.                  |
| John Earl Redfearn, et al.,         | February 15, 1907.                  |
| Minnie L. Peace, et al. (freedmen), | February 13, 1907.                  |
| Clark B. Germany,                   | February 19, 1907.                  |
| George B. Freeman (freedman),       | February 16, 1907.                  |

| Title of Case.                        | Date of your<br>letter of transmittal. |
|---------------------------------------|----------------------------------------|
| Mary J. Graybeard,                    | February 8, 1907.                      |
| Sarah Skaggs et al.,                  | January 17, 1907.                      |
| Alverts Flemmings, et al. (freedmen), | February 12, 1907.                     |
| Tyre Finley (freedman),               | February 12, 1907.                     |
| Clarence Landrum, et al. (freedmen),  | February 14, 1907.                     |
| Minnie E. Powell,                     | February 14, 1907.                     |
| D. H. Flournoy,                       | February 2, 1907.                      |
| Sarah J. Martin,                      | February 14, 1907.                     |
| Elizabeth Coleman,                    | February 8, 1907.                      |
| Roxie Christine Binns,                | February 16, 1907.                     |
| Ella Hill (freedman),                 | February 16, 1907.                     |
| Jane Langley,                         | February 6, 1907.                      |
| Frances Elizabeth Forbes,             | February 12, 1907.                     |
| Isabelle J. Paris,                    | February 9, 1907.                      |
| Clarence Hill, et al. (freedmen),     | February 12, 1907.                     |
| Mary Dean, et al. (freedmen),         | January 16, 1907.                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

32 enclosures, and  
70 enclosures to Ind Of.,  
with carbon hereof.

A. F. Mc.  
3-2-07.

Cherokee P.  
N.R. 200

COPY

Muskogee, Indian Territory, March 28, 1907.

Tyre H. Finley,

Vinita, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the application for the enrollment of your child, Tyre Finley, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Bixby*.

Commissioner.

Encl. H-122  
JMH

Cherokee F.  
Re 574 et al.

COPY

Muskogee, Indian Territory, March 22, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, rejecting the application for the enrollment of Moses Hardrick, et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Ruby*.

Commissioner.

Encl. C-50  
LMC

Cher Fr M 501

Cher Fr M 501



*per*  
CHEROKEE FREEDMAN

501

199

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Edward Hopkins*  
as a citizen of

*Cherokee* Nation.  
*can*

Approved

190

  
Commissioner.

FILED

AUG 16 1906

  
Commissioner

RECEIVED

JUL 23 1906

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the \_\_\_\_\_ Nation,  
 of \_\_\_\_\_ born on the \_\_\_\_\_ day of \_\_\_\_\_ 1\_\_\_\_  
(Here insert name of child)  
 Name of father: \_\_\_\_\_ a citizen of the \_\_\_\_\_ Nation.  
 Name of mother: \_\_\_\_\_ a citizen of the \_\_\_\_\_ Nation.  
 Tribal enrollment of father \_\_\_\_\_ 7653 Tribal enrollment of  
 mother \_\_\_\_\_

Postoffice \_\_\_\_\_

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory, }  
 District. }

I, \_\_\_\_\_ on oath state that I am \_\_\_\_\_  
 years of age and a citizen by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
 that I am the lawful wife of \_\_\_\_\_ who is a citizen, by  
 \_\_\_\_\_ of the \_\_\_\_\_ Nation; that a \_\_\_\_\_ child was  
(Male or Female)  
 born to me on \_\_\_\_\_ day of \_\_\_\_\_ 1\_\_\_\_; that said child has been  
 named \_\_\_\_\_, and was living March 4, 1906.

WITNESSES TO MAKE:

[ Must be Two  
Witnesses. ]

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1906.

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory, }  
 District. }

I, \_\_\_\_\_ a \_\_\_\_\_, on oath state that I  
 attended on \_\_\_\_\_ wife of \_\_\_\_\_  
 on the \_\_\_\_\_ day of \_\_\_\_\_ 1\_\_\_\_; that there was born to her on said  
 date a \_\_\_\_\_ child; that said child was living March 4, 1906; and is said to have  
(Male or Female)  
 been named \_\_\_\_\_

WITNESSES TO MAKE:

[ Must be Two  
Witnesses. ]

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1906.

Notary Public.



# CERTIFICATE OF RECORD.

United States of America, )

INDIAN TERRITORY, )

Northern District. )

SS

I, CHARLES A. DAVIDSON, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the 12 day of SEPTEMBER 1902, at M., and duly recorded in

Book

D

, Marriage Record, Page 421

WITNESS my hand and seal of said Court at Vinita, in said Territory this 18 day of SEPTEMBER A D 1902

By

N. P. Johnson

Deputy

Chas. A. Davidson Clerk

# MARRIAGE LICENSE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

No. 274

To Any Person Authorized by Law to Solemnize Marriage...Greeting.

You are ~~Hereby~~ **Com**manded to Solemnize the Rite and Publish the Banns of Matrimony between Mr. Randolph Hopkins of Eaton, in the Indian Territory, aged 21 years, and Miss Laura Smith, of Eaton, in the Indian Territory, aged 18 years, according to law, and do you officially sign and return this License to the parties therein named.

WITNESS my hand and official seal at Nowata, Indian Territory, this 28th day of August, A. D. 1905.

By

J. H. Mosehouse

Deputy.

Chas. A. Davidson  
Clerk of the U. S. Court.

## CERTIFICATE OF MARRIAGE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

I, Edmund Mann, a Minister of the Gospel, DO HEREBY CERTIFY, that on the 1 day of September, A. D. 1905, did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish the Banns of Matrimony between the parties therein named.

WITNESS my hand this 4 day of September, A. D. 1905.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District.

Book

B

Page 294

Edmund Mann  
mark

A Minister of the Gospel.

NOTE—This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Northern District, Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the amount of One Hundred Dollars (\$100.00).

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
Muskogee, Oklahoma, October 30, 1909.

-----c0o-----

In the matter of the date of birth of Edward Hopkins,  
Cherokee Freedman, New Born Card No. 501, Act of April 26, 1906,  
Roll No. 547.

Testimony of Maggie Nave taken at the home of Edmon Vann,  
seven miles east of Lenapah, Oklahoma, October 28th, 1909. Sworn by  
Albert G. McMillan, Deputy Clerk, U.S. District Court, Eastern District  
of Oklahoma.

- Q What is your name? A My name is Maggie Nave.  
Q How do you spell your name? A I don't know sir, I can't neither  
read nor write.  
Q How old are you, do you know? A I think I am about sixty-four.  
Q What is your post office address? A Mine is Eaton.  
Q Are you married? A Yes sir.  
Q What is the name of your husband? A George F. Nave.  
Q Are you enrolled as a Cherokee freedman? A No sir, just my  
husband.  
Q You say your husband is enrolled as a Cherokee freedman? A Yes  
sir.  
Q What is the name of his father? A I think his father was  
Armstead Nave.  
Q What was the name of George's mother? A Dinah Nave.  
Q Is your husband living? A Yes sir.  
Q Where is he living? A He's living right up here over on the  
prairie not far from Eaton's post office. On this side of Eaton  
just about a mile this side.  
Q Are you and he living together? A I live with him. This here  
house is Ed Vann's; he married my daughter.  
Q What is the name of your daughter that married Ed Vann?  
A Carrie Vann.  
Q How long have you lived near Eaton? A Just about ten years.  
Q Did you ever know a Cherokee freedman by the name of Randolph  
Hopkins? A Yes sir.  
Q What is the name of his wife? A Laura Hopkins.  
Q What was her name before she married? A Laura Smith.  
Q Did Randolph and Laura have any children? A Only one.  
Q How long have they been married? A I can't tell.  
Q Well, do you have any idea as to how many years? A The child is  
four years old this May and they hadn't been married long when  
they had the child.  
Q What is that child's name? A Eddie Hopkins.  
Q Is he also called Edward? A Edward, yes sir.  
Q Eddie is his nickname? A Yes sir.  
Q Where does Randolph and his wife Laura live now? A Coffeyville.  
Q You don't know in what part of Coffeyville they live? A No sir,  
I couldn't say, not knowing.

- Q When was Eddie or Edward Hopkins born? A Borned in May.  
Q Are you sure he was born in May? A Yes sir.  
Q What year? A Can't tell you what year.  
Q How old is he now? A He is four years old this last May,  
because he is a year older than this kid. (Pointing to child).  
Q What is this boy's name? A Jesse Vann.  
Q And you say that Edward Hopkins is a year older than Jesse Vann?  
A Yes sir.  
Q Is there any record here as to the date of birth of Edward Hopkins  
and Jesse Vann? A Yes sir.

Witness presents a book entitled "The Devil's Doings" on  
the first inside page of which appears the following:  
"Laura Hopkins Book,"  
and on the next fly leaf appears -  
"Edie Hopkins Febury 26, 1906  
may. 6. 1906".

- Q How does this book of Laura Hopkins happen to be here at this  
house when she lives in Coffeyville, Kansas? A Why, she just  
left it here. Her home is here.  
Q When you say her home is here do you mean at this house or in  
this neighborhood? A No, her house and farm is right over  
here on the next farm northwest of here. She just moved to town  
and happened to leave some things here.  
Q Is she any kin to you? A Her husband is my husband's sister's  
son.

Witness also presents another book entitled "Bible Readings  
for the Home Circle", and in said book under the heading of  
"Scripture Memoranda" giving the dates of birth of a number of  
persons appears the following:

"Edwood Hopkins Born 2/26/06  
5/6"

"Jessie Vann Born 7/5/1907".

- Q Who wrote this down in this book? Whose writing is that?  
A It's my daughter's I guess. It is her book.  
Q Carrie Vann? A Carrie Vann, yes sir.  
Q Who wrote that in Laura Hopkins' book? A I guess she did, her  
or him one.  
Q Where were you living when Edward was born? A Same place I am  
living now.  
Q Where was Randolph and Laura living? A On their farm.  
Q How far from your house? A It is called four miles from here  
to my house and their house is just right out here; you can see  
it.  
Q What time of the year was Randolph and Laura married? A Well,  
sir, I don't know, but I think it was in the fall.  
Q How long was it after they were married until this child Edward  
was born? A Now you are getting me right there, for I can't  
say.  
Q It wasn't a year was it? A I can't say just to be sure of it.  
Q Well, you say you think they were married in the fall? A Yes  
sir.  
Q And that Edward was born in May? A Born in May.

Edward Hopkins-----3

- Q Well, was it the next May after they were married? A Yes, the next May.
- Q You say that Randolph and Laura have never had but the one child?
- A Just the one child.
- Q And that is Edward? A Edward.
- Q Is he living now with his father and mother at Coffeyville?
- A Yes sir.
- Q In what part of May was he born? In the early part of the month or the last part, or when? A It seems to me it was the early part--about the first of May.
- Q Were you there when he was born? A No sir, I wasn't there but my daughter was.
- Q You mean your daughter Carrie, the wife of Edmon Vann? A Yes sir.
- Q She was there? A Yes sir.
- 

Testimony of Randolph Hopkins taken at Coffeyville, Kansas,  
October 29, 1909.

- Q What is your name? A Randolph Hopkins.
- Q What is your age? A Twenty-three.
- Q What is your post office address? A Coffeyville, Kansas.
- Q On what street do you live? A #1313 Mulberry.
- Q Are you an enrolled freedman of the Cherokee Nation? A Yes sir.
- Q What is the name of your father? A Alfred Hopkins.
- Q What is the name of your mother? A Flora Hopkins.
- Q Are you married? A Yes sir.
- Q What is the name of your wife? A Laura.
- Q What was her name before you married her? A Laura Smith.
- Q Have you any children? A One.
- Q What is the name of that child? A Edward Hopkins.
- Q Is he living? A Yes sir.
- Q In what month is his birthday? A 26th of February.
- Q Where were you living when you were married? A I was living near Eaton, Oklahoma.
- Q How far from Eaton? A About half a mile.
- Q On whose farm? A Solomon Wolfe.
- Q Is he any kin to you? A Second cousin, yes sir.
- Q When were you married? A 29th of August, 1905.
- Q Who married you? A Edmon Vann.
- Q Is he a colored preacher? A Yes sir.
- Q Where does he live with reference to Lenapah? A Six miles and a half due east.
- Q How long had you and Laura been married when Edward was born? A We married in August and he was born in February.
- Q Can you read? A Yes sir.
- Q Can you write? A Yes sir.
- Q Can't you count how many months it would be from the time you were married until Edward was born? A Just lacked a few days of being six months.

Edward Hopkins-----4

- Q Had you and Laura lived together before you were married?  
A No sir.
- Q How long have you lived in Coffeyville? A Two years.
- Q In what month did you come to Coffeyville? A In October, I think the 13th.
- Q That would be two years ago this month? A Yes, two years the 13th of this month.
- Q Where did you live just before you moved to Coffeyville? A Lived about four miles southwest of Eaton.
- Q Is that place near Edmon Vann's? A Yes sir, about a quarter of a mile.
- Q When you and your wife moved to Coffeyville did you bring all your things with you? A No sir.
- Q Did you leave some of them there in the house where you had been living? A Yes sir.
- Q Did you leave anything anywhere else? A Left all my farming tools.
- Q Who lives on that place? A Levi Stroud.
- Q Is he a colored man? A Yes sir.
- Q Not a Cherokee freedman? A No sir.
- Q Well, did you leave any of your things at any other house around there? A Only some horses and they died.
- Q Haven't you some books at Edmon Vann's? A Yes sir.
- Q Do you remember of ever writing in a book the date of birth of your child Edward? A No, I don't think I did, no sir.
- Q Are you sure about that? A No I don't think I wrote it down.
- Q But you are not sure whether you did or not? A No sir, I wouldn't be positive but I don't think I did.
- Q Do you know a child named Jesse Vann? A Yes sir.
- Q Whose child is that? A Edmon Vann's.
- Q Who is the oldest, your child or Jessie Vann? A My child.
- Q How much older? A I don't know. I don't remember just when Jessie was born.
- Q What time of the year was Jessie born? A I don't know that, but it was in the summer, in warm weather.
- Q Was your child born the same year that Jessie was? A No sir, I think not.
- Q Was he born the year before? A Yes sir.
- Q Did you or your wife--or who was it that had Edward enrolled?  
A Me.
- Q Did you have birth affidavits made out in the form of an application for his enrollment? A Yes sir.
- Q Who signed those affidavits? A Carrie Vann and my wife and me.
- Q All three of you? A Well, I don't just remember whether I signed them or not, but I know they did.
- Q Was Carrie Vann at your house when Edward was born? A Yes sir.
- Q You were living there near Edmon Vann's at that time? A Yes sir.
- Q The same place that you left when you moved to Coffeyville?  
A Yes sir.
- Q Where did you go to make out those affidavits to have that child Edward enrolled? A Wimer, Oklahoma.
- Q Who was the Notary? A Graham I think.
- Q How long was that after the child was born? A I think that was in July or August when we went there; June or July, I disremember. It was quite a while.
- Q How old was your child at the time you made out those affidavits?  
A I don't remember just whether it was in June or July that we made the affidavits.
- Q The same year he was born? A Yes sir.
-



Testimony of Laura Hopkins taken at Coffeyville, Kansas,  
October 29, 1909.

- Q What is your name? A Laura Hopkins.  
Q How old are you? A Twenty-two.  
Q What is your post office address? A 1313 Mulberry Street,  
Coffeyville, Kansas.  
Q Are you the wife of Randolph Hopkins who has just testified?  
A Yes sir.
- Q What is the name of your father? A Joe Smith.  
Q And the name of your mother? A Liza Smith.  
Q You are a rejected Cherokee freedman are you not? A Yes sir.  
Q How long have you been married? A Four years last August.  
Q What day of the month were you married? A 29th of August, 1905.  
Q Who married you? A Edmon Vann.  
Q Where were you married? A Married at Edmon Vann's house.  
Q Have you any children? A One.  
Q What is his name? A Edward Hopkins.  
Q How long after you were married until he was born? A About six  
months I think; five or six months.  
Q In what month is Edward's birthday? A February 26th.  
Q How old was he last February? A Three years old.  
Q Had you ever lived with Randolph before you were married to him?  
A No sir.  
Q Had you and he been keeping company for some time before you were  
married? A Yes sir, I went with him quite a while.  
Q Was this a nine months child? A I guess so.  
Q When you moved to Coffeyville did you leave any books at the  
home of Edmon Vann? A I left some there and then I sent the  
rest that I brought up here back down there.  
Q Have you got a book at Edmon Vann's called "The Devil's Doings"?  
A Yes sir.  
Q Did you write in that book the date of Edward Hopkins' birth?  
A I don't remember writing it in that book. I don't think there  
is any writing in it.  
Q You can write, can't you? A Yes sir.  
Q In that book at Edmon Vann's there is written the following:  
"Laura Hopkins Book", "Eddie Hopkins Febury 26, 1906" and directly  
under the "Febury 26, 1906" is written "May. 6. 1906". Do you  
remember writing that? A No sir, I don't remember writing it.  
Q Are you positive that you didn't write it? A I don't remember  
writing anything in that book at all for we hadn't gotten it  
long before we moved up here. It is a new book.  
Q Were you around Edmon Vann's house very much when you lived there  
near them? A Yes sir, I went there very often.  
Q Did you ever see a book there called "Bible Readings for the Home  
Circle"? A Well, I don't know whether I have or not.  
Q In that book is written "Edwood Hopkins Born 2/26/06" and right  
under those figures is the figure 5 and a slanting line followed  
by the figure 6. Did you ever see that? A No sir, I don't  
remember of them having it.  
Q Wasn't this child born in May, 1906, instead of February, 1906?  
A He was born in February, the 26th.

- Q Don't you remember of ever writing down in any book the date of y your child's birth? A No sir.
- Q How do you account for those two different dates in that book-- one February 26, 1906 and the other date right under it May 6, 1906? A Well, I don't know sir; I don't know how that come that way.
- Q Who was at your house when the child was born? A Carrie Vann.
- Q Anyone else? A Susie Hudson.
- Q Is Susie Hudson living? A Yes sir, last time I heard from her she was. I guess she is living now.
- Q Where does Susie Hudson live? A She lives on Big Creek, last time I heard from her.
- Q Is she a Cherokee freedman? A Yes sir.
- Q Was there anyone else there? A Randolph was there.
- Q Is Jessie Vann a child of Carrie Vann and her husband Edmon Vann? A Yes sir.
- Q Is that child older or younger than your child? A He's younger than mine.
- Q How much? A I don't know how much.
- Q Haven't you any idea? A I did know, but I have forgot just when his birthday is.
- Q What time of the year was Jessie born? A He was born some time in July.
- Q Was your child born the same year? A No, I don't think--I don't know whether he was or not. My boy was pretty good size when Jessie was born. He wasn't so large either, but he was old.
- Q Have you any record here at this house that shows the date of birth of Edward Hopkins? A No sir, I haven't.
- Q Have you any record anywhere that will show the date of his birth? A Not that I knows of.
- Q What kind of weather was it at the time Edward was born, do you remember? A Why no, I don't know what kind of weather it was now at that time. I don't know whether it was cold or not.
- Q If you have no record of it how is it that you remember so well that Edward was born in February and that his birthday comes on the 26th? A Why, I just remember it.
- Q Did you ever have any children before this child Edward was born? A No sir.
- Q Have you ever had any since he was born? A No sir.

-----

Randolph Hopkins recalled.

- Q Who filed for this child of yours--Edward Hopkins? A I filed a contest.
- Q Has it ever been settled? A Yes sir.
- Q Did the child get the land? A No sir.
- Q Hasn't he any land at all now? A No sir.
- Q Randolph, how do you account for this child being born, as you ~~name~~ claim, six months after you were married? Did you ever have anything to do with Laura before you were married? A Well, I had been going with her for about two years.
- Q I want to know if you had anything to do with her before you were married to her? A I guess that's the way it is. We had been keeping company for quite a while.
-



Testimony of Carrie Vann taken at her home seven miles east of Lenapah, Oklahoma, November 3rd, 1909. Sworn by A. G. McMillan, Deputy Clerk, U. S. District Court, Eastern District of Okla.

- Q What is your name? A Carrie Vann.
- Q How old are you? A Thirty-four years old.
- Q What is your post office address? A Childers.
- Q Are you an enrolled freedman of the Cherokee Nation? A No sir.
- Q Is your husband? A Yes sir.
- Q What is his name? A Edmon Vann.
- Q Is he a preacher? A Yes sir.
- Q Are you any relation to Randolph and Laura Hopkins who formerly lived here near you? A No sir.
- Q Do you know where they live now? A They live in Coffeyville.
- Q Were you at their house when their child Edward was born? A Yes sir.
- Q Where were they living then? A Living a quarter of a mile north of us, right up yonder.
- Q When was that child born? A February 26th, that's the way they got it. I guess that's it. I don't know.
- Q Laura Hopkins has a book here at your house called the "Devil's Doings" hasn't she? A Yes sir.
- Q I will ask you to examine the writing in this book and state whether or not it is your handwriting--"Eddie Hopkins Febury 26, 1906 May 6, 1906"? A No sir, no sir.
- Q Do you know who wrote that in that book? A No sir, I don't. The book was written just that way when they sent it to me and I had never noticed it until now.
- Q Randolph and Laura sent you this book? A Yes, they sent them back down here after they moved to town. They was aiming to move back.
- Q Sent the book to you from Coffeyville? A Yes sir.
- Q Have you a book called "Bible Readings for the Home Circle?" A Yes sir, that's it.
- Q Did you write in that book the following? "Edwood Hopkins Born 2/26/06 5/6? (Witness examines writing) A No sir, never written none of it.
- Q You didn't write this did you--"Jessie Vann Born 7/5/1907"? A No sir, never written none of it.
- Q Do you know who wrote that? A Randolph written it. He drew it off a little book I had.
- Q Can you swear when that child was born--Edward Hopkins? A No, I couldn't swear to nothing about it. I couldn't attempt to swear. I would have to study my brains about it. That's been three years ago and I couldn't tell nothing about it.
- Q Then you don't know whether Edward was born in February or May? A I don't know.
- Q When was your child Jessie born? A He was born July 5, 1907.
- Q How old was Edward when Jessie was born? A I couldn't tell you exactly how old he was; he must have been about sixteen or eighteen months. I don't know exactly myself for I don't know just when it was. Eddie is the oldest. He was born first.
- Q Do you remember whether they had begun planting corn when Edward was born? A That's clean out of my memory to tell just what they was doing when Edward was born. I have never pressed it in my mind since that time, so I don't know what month it was.

Edward Hopkins 8.

- Q When was Randolph and Laura married? A Oh, the 30th of August; I think it was 1905 if I don't make no mistake.
- Q Who married them? A Edmon Vann.
- Q Your husband? A Yes sir.
- Q How long had Randolph and Laura been married when Edward was born? A I couldn't tell you; I don't know how long it was, but they hadn't been married very long I know. She was showing the child when they was married, now I will tell you just the way it was.
- Q You noticed that she was in a family way did you at the time they were married? A Yes sir, she was in a family way when they were married.
- Q About how many months do you think it was after they were married until this child Edward was born? A Well, I don't like to guess at anything because I don't know how many months it was. I always like to know a thing when I speak it.
- Q Had they ever lived together before they were married? A No, they had never lived together but he had went with her two years before they were married.
- Q Do you remember what kind of weather it was when Edward was born? A Well, I know it was cold, because we had a big fire all night long.
- Q That was the night Edward was born? A Yes sir.
- 

Albert G. McMillan, being first duly sworn, states that the above and foregoing is a true translation of his stenographic notes taken in the above entitled cause.

*Albert G. McMillan*

Subscribed and sworn to before me this 27th day of November, 1909.

*Edward C. Horrick*  
Notary Public.

Muskogee, Indian Territory, July 27, 1906.

Randolph Hopkins,  
Eaton, Indian Territory.

Dear Sir:

This office is in receipt on July 23, 1906, of an application for the enrollment as a citizen of the Cherokee Nation, of Edward Hopkins, born February 26, 1906.

Respectfully,

H.C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee Freed-

man N. B. #501

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 14, 1906.

Randolph Hopkins,  
Eaton, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Edward Hopkins, as a Cherokee freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

MMP

Cher Fr M 502

Cher Fr M 502

## IN RE

## Application for Enrollment of

**MINOR CHILD**

**Act of Congress Approved  
April 26, 1906.**

.....Albert Hill.....

as a citizen of

..... Cherokee ..... Nation.

**Approved..... 190...**

**Commissioner.**

Department of the Interior  
Commissioner to the Five  
Civilized Tribes

F I L E D

Aug 10 1906

Tams Bixby,

Commissioner

Received Jul 23 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Indian Territory born on the 2d day of November 1902.  
(Here insert name of child)  
Name of Father: James Hill a citizen of the Cherokee Nation.  
Name of Mother: Bertha Hill a citizen of the Cherokee Nation.  
Tribal enrollment of father Cherokee Freedman Tribal enrollment of mother \_\_\_\_\_  
Postoffice Ft. Scott Kansas R.R. No. 3

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Boushon  
State of Kansas County of District

I, Bertha Hill, on oath state that I am twenty two  
years of age and a citizen by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
that I am the lawful wife of James Hill, who is a citizen, by  
Birth of the Cherokee Nation; that a male child was  
(Male or Female)  
born to me on 2d day of November 1902; that said child has been named  
Albert and was living March 4, 1906.

Signed Bertha Hill

WITNESSES TO MARK:

[Must be Two Witnesses] { \_\_\_\_\_  
\_\_\_\_\_

Subscribed and sworn to before me this 7th day of July 1906.

Com. Ex Mch. 27, 1908

W. W. Padgett  
Notary Public.

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, ~~State of Kansas~~  
of Kansas  
County of Boushon and State District

I, B. A. McLemore, a Physician, on oath state that I  
attended on Bertha Hill, wife of James Hill  
on the 2d day of Nov. 1902; that there was born to her on said date a male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Albert

X B. A. McLemore M.D.

WITNESSES TO MARK:

[Must be Two Witnesses] { X Thomas Hill  
X Milton Hill

Subscribed and sworn to before me this 7th day of July 1906.

Com. Ex Mch 27 1908

W. W. Padgett  
Notary Public.

SEAL

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Clarence Hill .....

as a citizen of

..... Cherokee ..... Nation.

Approved..... 190...

.....  
..... Commissioner.

Department of the Interior  
Commissioner to the Five  
Civilized Tribes

F I L E D

Jul 17 1906.

Tams Bixby,  
Commissioner

Received Jul 12 1906



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

**ENROLLMENT OF MIKORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.**

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation.  
of .....Indian Territory....., born on the 15th day of .....November.....1904.  
[Here insert name of child]  
Name of Father:.....James Hill.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Bertha Hill.....a citizen of the.....Nation.  
Tribal enrollment of father Cherokee Freedman. Tribal enrollment of mother.....  
Postoffice.....Ft. Scott, Kansas.....

### AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian-Territory, Boushon  
State of Kansas County of ...

I, ..... **Bertha Hill** ....., on oath state that I am **twenty-two** .....  
years of age and a citizen by ..... of the ..... Nation;  
that I am the lawful wife of ..... **James Hill** ....., who is a citizen, by  
.. **Birth** ..... of the ..... **Cherokee** ..... Nation; that a ..... **male** ..... child was  
[Male or Female]  
born to me on **15th** ..... day of ..... **November** ..... 1 **904** ; that said child has been named  
..... **Clarence** ..... and was living March 4, 1906.

Signed Bertha Hill

**WITNESSES TO MARK:**

[Must be Two Witnesses] { .....  
.....  
.....

Subscribed and sworn to before me this... 7<sup>th</sup> ... day of... July... 1906.

Com ex Mrch 27, 1908  
SEAL

W. W. Padgett . . . . .  
Notary Public.

**AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.**

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern..... District.

I, Sarah Webber, a midwife, on oath state that I attended on Bertha Hill, wife of James Hill on the 15th day of Nov., 1904; that there was born to her on said date a male [Male or Female] child; that said child was living March 4, 1906, and is said to have been named Clarence.

Signed... Sarah Webber.....

**WITNESSES TO MARK:**

[Must be Two  
Witnesses] { ..... J. Wood Glass .....  
                                ..... Charles I. Weaver .....

Subscribed and sworn to before me this 11th day of July 1906.

My Com. Ex. Feb. 18th., 1907.

J. Wood Glass.....  
Notary Public.

SEAL

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----  
In the matter of the application for the enrollment of Clarence Hill and Albert Hill as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 12, 1906, and July 23, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation, of Clarence Hill and Albert Hill, respectively, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Clarence Hill and Albert Hill, are the minor children of one James Hill, whose application for enrollment as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes March 5, 1904, and its action approved by the Secretary of the Interior, July 1, 1904, I. T. D. 5110-1904, and Bertha Hill, a non-citizen of the Cherokee Nation.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am therefore of the opinion that I am without authority to receive or consider the applications for the enrollment of Clarence Hill and Albert Hill as Cherokee freedmen and I hereby decline to receive said applications.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 12 1907

Muskogee, Indian Territory, July 27, 1906.

James Hill,

Fort Scott, Kansas.

Dear Sir:

This office is in receipt on July 23, 1906, of application for the enrollment as a citizen of the Cherokee Nation, of Albert Hill, born November 2, 1902.

Respectfully,

Commissioner.

LMC

Cherokee F.  
N.B. 453-502

Muskogee, Indian Territory, February 12, 1907.

James Hill,  
Rural Route No. 3,  
Port Scott, Kansas.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, rejecting the applications for the enrollment of your children, Clarence and Albert Hill, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl. H-76  
JMH

Register.

Commissioner.

Cherokee F.  
W.B.453-502

Muskogee, Indian Territory, February 12, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilised Tribes, dated February 12, 1907, rejecting the application for the enrollment of Clarence and Albert Hill as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-77  
JMH

Commissioner.

Muskogee, Indian Territory, February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the applications for the enrollment of Clarence and Albert Hill as Cherokee freedmen, together with the decision of the Commissioner, dated February 12, 1907, denying said applications.

Respectfully,

Encl.H-78  
JMH

Commissioner.

Through the Commissioner  
of Indian Affairs.

LAND.  
16254-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,

COPY. WASHINGTON. February 27, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Clarence and Albert Hill, as Cherokee freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 12, 1907, adverse the applicants.

The record shows that on July 12, 1906 and July 23, 1906, applications were received by the Commissioner to the Five Civilized Tribes for the enrollment of these applicants as Cherokee freedmen. The record further shows that the applicants are the minor children of James Hill, whose applications for enrollment as a Cherokee freedman was denied by the Department on July 1, 1904, (I. T. D. 5110), and of Bertha Hill, a non-citizen.

Therefore, by reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of the applicants named herein as Cherokee freedmen.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KRM-LC.

W.H.M.  
J.P.

DEPARTMENT OF THE INTERIOR,

IRS. D.C. 12639-1907. WASHINGTON.

I. T. D.

5694, 5712, 5714, 5716,  
5726, 5768, 5808, 5822,  
5826, 5836, 5850, 5852,  
5860, 5866, 5870, 5772,  
5880, 5910, 5916, 5934,  
5942, 5946, 5948, 5950,  
5954, 5960, 5970, 5972,  
5996, 5998, 6000, 6002,  
all 1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,

Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of Case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| Moses Hardrick, et al. (freedmen),  | February 13, 1907.                  |
| Alexander M. Anderson,              | February 21, 1907.                  |
| Mailine Patrick,                    | February 19, 1907.                  |
| Leona Arreta Kincaide,              | February 12, 1907.                  |
| Neoma Worley Hicks, (freedman),     | February 12, 1907.                  |
| James McCanish,                     | February 2, 1907.                   |
| George W. Hill,                     | February 15, 1907.                  |
| Lydia M. Ward, et al. (freedmen),   | February 12, 1907.                  |
| Mary E. Coker,                      | February 8, 1907.                   |
| Charlotte M. Laughlin, et al.,      | February 21, 1907.                  |
| Jessie Lee Ligon, et al.,           | February 15, 1907.                  |
| Joseph Hanson,                      | February 14, 1907.                  |
| John Earl Redfearn, et al.,         | February 15, 1907.                  |
| Winnie L. Pease, et al. (freedmen), | February 13, 1907.                  |
| Clark B. Germany,                   | February 19, 1907.                  |
| George E. Freeman (freedman),       | February 16, 1907.                  |



| Title of Case.                        | Date of your<br>letter of transmittal. |
|---------------------------------------|----------------------------------------|
| Mary J. Graybeard,                    | February 8, 1907.                      |
| Sarah Skaggs, et al.,                 | January 17, 1907.                      |
| Alverts Flemmings, et al. (freedmen), | February 12, 1907.                     |
| Tyre Finley (freedman),               | February 12, 1907.                     |
| Clarence Landrum, et al (freedmen),   | February 14, 1907.                     |
| Minnie E. Powell,                     | February 14, 1907.                     |
| D. H. Flourney,                       | February 2, 1907.                      |
| Sarah J. Martin,                      | February 14, 1907.                     |
| Elizabeth Coleman,                    | February 8, 1907.                      |
| Roxie Christine Binns,                | February 16, 1907.                     |
| Ella Hill, (freedman),                | February 16, 1907.                     |
| Jana Langley,                         | February 6, 1907.                      |
| Frances Elizabeth Forbes,             | February 12, 1907.                     |
| Isabelle J. Paris,                    | February 9, 1907.                      |
| Clarence Hill, et al. (freedmen),     | February 12, 1907.                     |
| Mary Dean, et al. (freedmen),         | January 18, 1907.                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,

Assistant Secretary.

32 enclosures, and  
70 enclosures to Ind. Of.,  
with carbon hereof.

A. F. Mc.  
3-2-07.

my address is James Hill

R. R. No. 3.

Fort Scott Kans.

James

denio of

Box 2712-453

Cher Fr M 503

Refused enrollment

Cher Fr M 503

---

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

.... Carrie James .....

as a citizen of

.... Cherokee ..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior  
Commissioner to the Five Civilized Tribes  
Filed  
Aug 10 1906

Tams Bixby Commissioner.

Recd July 25/06.

**DEPARTMENT OF THE INTERIOR,**  
**COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Carrie James, born on the 10 day of June, 1901.  
[Here insert name of child]  
 Name of Father: Archie James, a freedman citizen of the Cherokee Nation.  
 Name of Mother: Ida Muskrat, a citizen of the U. S. MINOR.  
 Tribal enrollment of father: F. 3525. Tribal enrollment of mother: .....

Postoffice Muskogee, I. T.

**AFFIDAVIT OF MOTHER.**

UNITED STATES OF AMERICA, Indian Territory, }  
Western District. }

I, Ida Muskrat, on oath state that I am 26 years of age and a citizen ~~was~~ of the U. S. NEEDS; that I ~~am~~ the lawful wife of Archie James, who is a citizen, by adoption of the Cherokee Nation; that a female child was [Male or Female] born to me on 10 day of June, 1901; that said child has been named Carrie James and was living March 4, 1906.

(SEAL)

(Signed) Ida Muskrat

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 25 day of July, 1906.

(Signed) Chas. E. Webster,

Notary Public.

**AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.**

UNITED STATES OF AMERICA, Indian Territory, }  
 ..... District. }

I, ....., on oath state that I attended on ..... wife of ..... on the ..... day of ..... 1906; that there was born to her on said date a ..... [Male or Female] child; that said child was living March 4, 1906, and is said to have been named.....

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this ..... day of ..... 1906.

Notary Public.

F. N. B. 503

199

F. Card 1277  
for father

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

...Carrie James.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior  
Commissioner to the Five Civilized Tribes  
Filed

Aug 10 1906

Tams Bixby Commissioner.

61-1277-5

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of Carrie James....., born on the 10.....day of June.....1901..  
[Here insert name of child]  
Name of Father: Archie James.....freedman.....a citizen of the.....Cherokee Nation.  
Name of Mother: Ida Muskrat.....a citizen of the.....U. S.....~~Cherokee~~.  
Tribal enrollment of father.....Tribal enrollment of mother.....  
Postoffice Muskogee, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....District. }

I, ....., on oath state that I am.....  
years of age and a citizen by.....of the.....Nation;  
that I am the lawful wife of....., who is a citizen, by  
.....of the.....Nation; that a.....child was  
Male or Female  
born to me on.....day of.....; that said child has been named  
.....and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this.....day of.....1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Western.....District. }

I, Nancy Sheppard.....a.....midwife....., on oath state that I  
attended on Ida Muskrat.....wife of.....Eugene Muskrat.....  
on the 10th.....day of June.....1901; that there was born to her on said date a.....female.....  
Male or Female  
child; that said child was living March 4, 1906, and is said to have been named.....

Carrie James

her  
Nancy x Sheppard  
mark.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 26.....day of.....July.....1906.

(SEAL)

(Signed) Chas E. Webster

Notary Public.

---

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

Frances James.....

as a citizen of

..... Cherokee ..... Nation.

---

Approved..... 190.....

.....  
Commissioner.

---

Department of the Interior  
Commissioner to the Five Civilized Tribes

Filed

Aug 10 1906

Tams Bixby Commissioner

Recd July 25/06.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Frances James, born on the 2 day of May 1903  
(Here insert name of child)  
Name of Father: Archie James a citizen of the Cherokee Nation.  
Name of Mother: Ida Muskrat formerly James a citizen of the U. S.  
Tribal enrollment of father: F. 3525 Tribal enrollment of mother: \_\_\_\_\_  
Postoffice: Muskogee, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western ..... District. }

I, Ida Muskrat, on oath state that I am 26  
years of age and a citizen by ..... of the U. S. .....  
was  
that I am the lawful wife of Archie James, who is a citizen, by  
adoption ..... of the Cherokee Nation; that a female child was  
(Male or Female)  
born to me on 2 day of May 1903; that said child has been named  
Frances James, and was living March 4, 1906.

(Signed) Ida Muskrat

WITNESSES TO MARK:

[ Must be Two  
Witnesses ]

Subscribed and sworn to before me this 25 day of July 1906.

(Signed) Chas. E. Webster

Notary Public

(SEAL)

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... District. }

I, ....., on oath state that I  
attended on ..... wife of .....  
on the ..... day of .....; that there was born to her on said date a .....  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named .....

WITNESSES TO MARK:

[ Must be Two  
Witnesses ]

Subscribed and sworn to before me this ..... day of ..... 1906.

Notary Public

IN RE

Card 1277

Application for Enrollment of

**MINOR CHILD**Act of Congress Approved  
April 26, 1906.

.....Francesa James.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.  
.....Department of the Interior  
Commissioner to the Five Civilized TribesFiled  
Aug 10 1906

Tams Bixby Commissioner

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Frances James, born on the 5 day of May, 1903.  
[Here insert name of child] freedman  
Name of Father: Archie James a citizen of the Cherokee Nation.  
Name of Mother: Ida Muskrat nee James a citizen of the U. S. Nation.  
Tribal enrollment of father: \_\_\_\_\_ Tribal enrollment of mother: \_\_\_\_\_  
Postoffice: Muskogee

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

\_\_\_\_\_ District. }

I, \_\_\_\_\_, on oath state that I am \_\_\_\_\_  
years of age and a citizen by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
that I am the lawful wife of \_\_\_\_\_, who is a citizen, by  
\_\_\_\_\_ of the \_\_\_\_\_ Nation; that a \_\_\_\_\_ child was  
(Male or Female)  
born to me on \_\_\_\_\_ day of \_\_\_\_\_, 1903; that said child has been named  
\_\_\_\_\_, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1906.

\_\_\_\_\_  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Nancy Sheppard, a midwife, on oath state that I  
attended on Ida Muskrat, wife of Eugene Muskrat,  
on the 5 day of May, 1903; that there was born to her on said date a female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named \_\_\_\_\_

Frances James

her  
(Signed) Nancy x Sheppard  
mark.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 26 day of July, 1906.

(SEAL)

(Signed) Chas E. Webster

\_\_\_\_\_  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,  
MUSKOGEE, IND. TER., OCTOBER 11, 1906.

In the matter of the application for the enrollment  
of Carrie James and Frances James as citizens of the Cherokee  
Nation.

--:--

The records of this office show that on September 19,  
1906, Ida Muskrat, mother of the applicants, Carrie and Frances  
James, and the Attorney for the Cherokee Nation were notified  
that they would be permitted to appear before the Commissioner  
on October 11, 1906, and introduce such testimony as they desire  
relative to the right to enrollment of Carrie and Frances James.  
The notice to Ida Muskrat is shown by the Registry return re-  
ceipt, to have been received by her.

This case coming on for hearing, Ida Muskrat being  
called and failing to respond, the following proceedings are  
had on behalf of the Cherokee Nation.

For Applicants: No appearance;  
For Cherokee Nation: W. W. Hastings.

ARCHIE JAMES being duly sworn by Chas. E. Webster, testi-  
fied as follows:

EXAMINATION BY W. W. HASTINGS:

- Q. What is your name? A. Archie James.  
Q. What is your postoffice? A. Keifton.  
Q. Your age? A. I will be twenty-eight years old the twenty-  
first of March; I am 27 now.  
Q. Do you know Ida Muskrat? A. I do.  
Q. How long have you known her? A. About twelve or fourteen  
years, I reckon.  
Q. Do you know some children that she has? named Carrie and  
Frances James? A. Yes sir.  
Q. Were you ever the lawful husband of Ida Muskrat? A. I was not  
sir.  
Q. Were you ever married to her? A. No sir..  
Q. Did you ever hold her out as your wife? A. No sir.  
Q. You say you know Carrie James? A. Yes sir.  
Q. About how old is she? A. About six years old, as near as I  
can remember, just making a guess at it, I don't know exactly.  
Q. Ida Muskrat makes affidavit alleging this child to be yours,  
Do you claim to be the father of Carrie James? A. No sir.

- Q. You deny it? A. I am not her father; I don't say I am, never have.
- Q. Did you ever claim to be her father? A. No sir.
- Q. Do you recognize Carrie James, or did you ever recognize her, as your child? A. No sir.
- Q. Were you married when she was born? A. Yes sir.
- Q. Had been married before that time? A. Yes sir, had been married about a year at that time I think.
- Q. Was you still married at the time Frances James was born? A. Yes sir, still married yet.
- Q. What is the name of your wife? A. Jennie James.
- Q. When were you married to Jennie James? A. In January it will be eight years I think, seven or eight years ago, I think eight years.
- Q. And you never were the husband of this Ida Muskrat who made application for the enrollment of these children? A. No sir.
- Q. Did you ever live with her and hold her out to the community as your wife? A. No sir.

ON BEHALF OF COMMISSIONER:

- Q. Is Ida Muskrat a citizen of the Cherokee Nation? A. No sir.
- Q. Is she what is known as a state woman? A. Yes sir; I think she came from Pine Bluff.
- Q. Are you a Cherokee freedman? A. Yes sir.
- Q. On the approved roll, are you? A. Yes sir.
- Q. Selected your allotment? A. Not all of it.
- Q. Was there any form of marriage contract entered into at any time between you and Ida Muskrat? A. Oh, there has been, but it was a long time ago; before I was married.
- Q. Any form of marriage ceremony? A. No sir, none at all.
- Q. You never were married by any license issued by any Court, or by any minister of the gospel? A. No sir, never was married but once, and that is to the woman that I told you just now was my wife.
- Q. There was never any form of ceremony gone through with between you and Ida Muskrat? A. No sir.
- Q. What is the name of her present husband? A. Henry Muskrat, sometimes called Gene, though.
- Q. Is he a citizen of the Cherokee Nation? A. I don't know. He is sometimes said to be and sometimes said not; I don't know whether he is off or on, I think he was knocked off.

-----

The undersigned being first duly sworn states that as stenographer to the Commissioner to the Five Civilized Tribes she correctly recorded the proceedings had in the above entitled cause, and that the above and foregoing is a full, true and correct transcript of her stenographic notes thereof.

Subscribed and sworn to before me this 16th day of October, 1906

*Luz M. Bowman*  
*Charles Webster*  
Notary Public.

COPY.

Cherokee Freedmen N.B. 503.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment  
of Carrie James et al., as Cherokee Freedman.

-:-

D E C I S I O N .


THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, applications were made for the enrollment, under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137), of Carrie James, born June 10, 1901, and Frances James, born May 2, 1903, as Cherokee Freedmen.

The records further show that said applicants, Carrie James and Frances James, are the illegitimate children of one Ida Muskrat, a non-citizen of the Cherokee Nation.

Section 2 of the Act of Congress approved April 26, 1906 (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, . . . ."

I am, therefore, of the opinion that under the provisions of the Act of Congress above quoted, the applications for the enrollment of Carrie James and Frances James as freedmen citizens of the Cherokee Nation should be denied, and it is so ordered.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this OCT 31 1906

Cherokee Freedmen  
N.B. 503

Muskogee, Indian Territory, August 22, 1906.

Ida Muskrat,

Muskogee, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Frances and Carrie James, as Cherokee Freedmen, you are directed to forward to this office by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said children's father.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner

(COPY)

Cherokee Freedmen  
N B 503

Muskogee, Indian Territory, September 19, 1906

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby notified that , in accordance with your verbal request, you will be given an opportunity to appear before the Commissioner to the Five Civilized Tribes at his office in Muskogee, Indian Territory, at nine o'clock A.M. on Thursday, October 11, 1906, and introduce such testimony as you desire in the matter of the application for the enrollment of Carrie James et al., as citizens of the Cherokee Nation under the provisions of the Act of Congress approved April 26, 1906.

Ida Muskrat, mother of said applicants, has this day been notified that she will also be permitted to appear on that date and introduce such testimony as she desires in said case.

Respectfully,

L F B

Commissioner.



(COPY)

Cherokee Freedmen  
N.B 503

Muskogee, Indian Territory, September 19, 1906

Ida Muskrat,

Muskogee, Indian Territory.

Dear Madam:

You are hereby advised that the Cherokee Nation will be given an opportunity to appear before the Commissioner to the Five Civilized Tribes at his office in Muskogee, Indian Territory, at nine o'clock A. M. on Thursday, October 11, 1906, and introduce such testimony as it may desire in the matter of the application for the enrollment of Carrie James and Frances James as citizens of the Cherokee Nation, under the provisions of the Act of Congress approved April 26, 1906.

You are further advised that you will be permitted to appear on that date and introduce such testimony as you desire in said case.

Respectfully,

L M B

Commissioner.

Register.

Cherokee Freedmen

NB-503.

Muskogee, Indian Territory, October 31, 1906.

Ida Muskrat,

Muskogee, Indian Territory.

Dear Madam:

There is inclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated October 31, 1906, refusing to receive your application for the enrollment of your children, Carrie and Frances James, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Incl. S-23  
LS  
Register

Commissioner.

Cherokee Freedmen

NB-503.

Muskogee, Indian Territory, October 31, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is inclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated October 31, 1906, refusing to receive the application for the enrollment of Carrie and Frances James as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Incl. S-24  
LS

Commissioner.

Muskogee, Indian Territory, October 31, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Carrie and Frances James as Cherokee freedmen, including the decision of the Commissioner dated October 31, 1906, refusing to receive said application.

Respectfully,

Incl. S-25  
LS

Commissioner.

Through the

Commissioner of Indian Affairs.

Land.  
96977-1906.

DEPARTMENT OF THE INTERIOR?  
COMM OFFICE OF INDIAN AFFAIRS.

WASHINGTON. February 9, 1907.

The Honorable,  
Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated October 31, 1906, transmitting the record relative to the application of Carrie James, et al., for enrollment as Cherokee Freedmen.

On July 25, 1906, application was made to the Commissioner for the enrollment of Carrie and Frances James as Cherokee freedmen.

On October 31, 1906, the Commissioner held that the applicants were not entitled to such enrollment.

The record shows that Carrie and Frances James are the illegitimate minor children of Ida Muskrat, a non-citizen.

In view of the provisions of Section 2 of the Act of April 26, 1906, (34 Stat.L., 137) the decision of the Commissioner adverse to the applicants is recommended for approval.

Respectfully,

C.F. Larrabee

Acting Commissioner.

H.R.D. -NL

DIRECT

K.L.M.

DEPARTMENT OF THE INTERIOR, LLB  
WASHINGTON,

I.T.D. 2842-1907.

February 13, 1907.

L.R.S.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

October 31, 1906, you transmitted the record in the matter of the application for the enrollment of Carrie and Frances James as Cherokee freedmen, including your decision of the same date, adverse to the applicants.

Reporting February 9, 1907 (Land 96977-1906), the Indian Office recommended that your decision be approved. A copy of its letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

(Signed) Thos. Ryan,

First Assistant Secretary.

1 inc. and 3 to Ind? Of.

Cherokee F.  
H.B. 503

COPY

Muskogee, Indian Territory, March 6, 1907.

Ida Muskrat,

Muskogee, Indian Territory.

Dear Madam:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated October 31, 1906, rejecting the application for the enrollment of your children, Carrie and Frances James, as Cherokee freedmen, was affirmed by the Secretary of the Interior, February 13, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. H-3  
JMH

Commissioner.

Cherokee F.  
N.B.503

007

Muskogee, Indian Territory, March 6, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated October 31, 1906, rejecting the applications for the enrollment of Carrie and Frances James as Cherokee freedmen, was affirmed by the Secretary of the Interior, February 13, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-4  
JMH

Commissioner.



Cher Fr M 504

Cher Fr M 504

CHEROKEE FREEDMAN 504.

199

---

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

... Annie Johnson.....

as a citizen of

..... Cherokee..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE  
CIVILIZED TRIBES.

FILED  
AUG. 10, 1906.

TAMS BIXBY,  
COMMISSIONER

RECEIVED  
JUL. 24, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Annie Johnson.....born on the 4th day of July.....1905..  
[Here insert name of child]  
Name of Father:.....John Johnson.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Mamie Johnson.....a citizen of the.....Nation.  
Tribal enrollment of father.....Cherokee Freedman.....Tribal enrollment of mother.....Pending citizen-  
ship.  
Postoffice.....Childers, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern.....District. }

I, .....Mamie Johnson....., on oath state that I am.....31.....  
years of age and a citizen by....., of the.....Nation;  
that I am the lawful wife of.....John Johnson....., who is a citizen, by  
.....treaty....., of the.....Cherokee.....Nation; that a female.....child was  
[Male or Female]  
born to me on...4th.....day of.....July.....1905.; that said child has been named  
.....Annie Johnson.....and was living March 4, 1906.

Mamie Johnson

WITNESSES TO MARK:

[Must be Two Witnesses] { .....Max Campbell.....  
.....J. R. Campbell.....

Subscribed and sworn to before me this.....18th.....day of.....July.....1906.

(SEAL)

John R. Campbell

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern.....District. }

I, .....Carline Landrum....., a.....midwife....., on oath state that I  
attended on .....Mamie Johnson....., wife of.....John Johnson.....  
on the...4th.....day of.....July.....1905.; that there was born to her on said date a female.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....  
.....Annie Johnson.....

her  
Carline x Landrum  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { .....Carrie McGill, Chacotah, I.T..  
.....Alice Landrum, Chafae, Chaffee, I.T..

Subscribed and sworn to before me this.....23rd.....day of.....July.....1906.

(SEAL)

Kail J. Moore

Notary Public.

My Com. Ex. May 7<sup>th</sup>/1910.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
ANNIE JOHNSON as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 24, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Annie Johnson, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Annie Johnson, is the minor child of John Johnson and Mamie Johnson, who are not shown to be either regularly enrolled citizens of the Cherokee Nation or persons who had applications for enrollment pending April 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am, therefore, of the opinion that I am without authority to receive or consider the application for the enrollment of said Annie Johnson as a Cherokee freedman, and I hereby decline to receive said application.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 16 1907

Muskogee, Indian Territory, July 27, 1906.

John Johnson,

Childers, Indian Territory.

Dear Sir:

This office is in receipt on July 24, 1906,  
of application for the enrollment as a citizen of the  
Cherokee Nation of Annie Johnson, born July 4, 1905.

Respectfully,

Commissioner.

LMC

Cherokee Freedmen  
W. B. 504

Muskogee, Indian Territory, February 16, 1907.

John Johnson,  
Childers, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, refusing to receive your application for the enrollment of your child, Annie Johnson as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-59  
BLE

Commissioner.

Register.

Cherokee Freedman

H. B. 504

Muskogee, Indian Territory, February 16, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, refusing to receive the application for the enrollment of Annie Johnson as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-60  
HLE

Commissioner.

Muskogee, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Annie Johnson as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, refusing to receive said application.

Respectfully,

Encl. N-61  
NLE

Commissioner.

Through the Commissioner  
of Indian Affairs.



COPY.

Refer in reply to the following:

LAND  
18403-1907.

DEPARTMENT OF THE INTERIOR.  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Annie Johnson as a Cherokee freedman, together with the decision of Commissioner Bixby dated February 16, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

NBM:PH

D.C. 12250.

I.P.  
W.H.H.

L.R.S.

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

(COPY)

I. T. D.

6926, 6932, 6942, 6978, 6982,  
6984, 6986, 6988, 6990, 6994,  
7018, 7022, 7024, 7030, 7034,  
7036, 7040, 7042, 7054, 7062,  
7064, 7066, 7068, 7070, 7076,  
7084, 7090, 7098, 7118, 7122,  
7184-1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Waskagee, Indian Territory.

Sir:

Your decision in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

| Title of Case.                   | Date of your letter of transmittal. |
|----------------------------------|-------------------------------------|
| James L. Smith,                  | February 23, 1907.                  |
| Raymond Dent (freedman),         | February 20, 1907.                  |
| James W. Hyde, et al.,           | February 23, 1907.                  |
| William Russell North, et al.,   | February 23, 1907.                  |
| Letha C. Cumiford,               | February 23, 1907.                  |
| Fred Welch,                      | February 23, 1907.                  |
| Arthur Valentine Taylor, et al., | February 23, 1907.                  |
| Addie Shoutman,                  | February 6, 1907.                   |
| Clifford Sapsucker,              | February 23, 1907.                  |
| Robert H. Crow,                  | February 23, 1907.                  |
| Annie Johnson (freedman),        | February 16, 1907.                  |
| Evarts Thorne,                   | February 23, 1907.                  |
| Manda Twist,                     | February 26, 1907.                  |
| Harold Parks Harrison,           | February 20, 1907.                  |
| Emily C. Newell, et al.,         | February 23, 1907.                  |
| Fannie Roberson, et al.,         | February 27, 1907.                  |

| Title of Case.               | Date of your letter of transmittal. |
|------------------------------|-------------------------------------|
| Willie E. Irwin, et al.,     | February 18, 1907.                  |
| Rebecca Riley (freedman),    | February 18, 1907.                  |
| Quinnan Ward,                | February 18, 1907.                  |
| Rosa Lee Hillin, et al.,     | February 21, 1907.                  |
| Sarah Hayes,                 | February 21, 1907.                  |
| James L. Puckett,            | February 22, 1907.                  |
| Hollie Fox,                  | February 18, 1907.                  |
| Lorine Hallin, et al.,       | February 18, 1907.                  |
| David W. Woodcock, et al.,   | February 21, 1907.                  |
| Rosal Lee Martin (freedman), | February 21, 1907.                  |
| John Robinson, Sr.,          | February 23, 1907.                  |
| George A. Armstrong,         | February 21, 1907.                  |
| J.W. Petty,                  | February 23, 1907.                  |
| John H. Ware,                | February 20, 1907.                  |
| Mary Harlan,                 | February 22, 1907.                  |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

James H. Wilson

Assistant Secretary.

31 enclosures, and  
32 enclosures to Ind. Of.,  
with copy hereof.

AJW.

2-4-07.

Cherokee P

N B 504

OPY

Muskogee, Indian Territory, March 18, 1907.

John Johnson,

Childers, Indian Territory.

Dear Sir:

You are advised that the decision of the  
Commissioner to the Five Civilized Tribes, dated February 16,  
1907, rejecting the application for the enrollment of your child  
Annie Johnson as a Cherokee freedman, as affirmed by the  
Department March 2, 1907.

For your information there is enclosed herewith  
a copy of Departmental decision referred to.

Respectfully,

Encl. HJ-28.  
HJC

Commissioner.

Cherokee F  
W P 504.

COPY

Muskogee, Indian Territory March 18, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are advised that the decision of the  
Commissioner to the Five Civilized Tribes, dated February 16,  
1907, rejecting the application for the enrollment of Annie  
Johnson, as a Cherokee freedman, was affirmed by the  
Department March 2, 1907.

For your information there is enclosed herewith  
a copy of Departmental decision referred to.

Respectfully,

Encl. HJ-29.  
HJC

Commissioner.

Cher Fr M 505

Cher Fr M 505

**IN RE**

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

Maude Ella Jones

as a citizen of

Cherokee

Nation.

Approved

180

Commissioner.

Department of the Interior

Commissioner to the five civilized  
tribes.

Filed Aug., 10, 1906.

Wm. H. Hixby,

Commissioner

Received Aug., 10, 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Maude Ella Jones, born on the 29 day of November 1905.  
[Here insert name of child]  
Name of Father: William Jones, a citizen of the \_\_\_\_\_ Nation.  
Name of Mother: Elezabeth Jones, a citizen of the Cherokee Nation.  
Tribal enrollment of father: \_\_\_\_\_ Tribal enrollment of mother: \_\_\_\_\_  
Postoffice: Oglesby I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Elezabeth Jones, on oath state that I am 28  
years of age and a citizen by blood of the Cherokee Nation;  
that I am the lawful wife of William Jones, who is a citizen, by  
\_\_\_\_\_ of the \_\_\_\_\_ Nation; that a female child was  
[Male or Female]  
born to me on 29 day of November 1905; that said child has been named  
Maude Ella Jones and was living March 4, 1906.  
Elizabeth Jones.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 21 day of May 1906.

Commission expires  
April 13, 1908.

Herbert B. Rodecker.

Notary Public

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Mrs N. R. Jones, a mid-wife, on oath state that I  
attended on Elezabeth Jones, wife of William Jones  
on the 29 day of November 1905; that there was born to her on said date a female  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Maude  
Ella Jones,  
her  
Mrs N. R. X Jones  
mark.

WITNESSES TO MARK:

Geo., Watkins,

[Must be Two  
Witnesses]

W. O. Hall.

Subscribed and sworn to before me this 21 day of May 1906.

Commission expires  
April 13, 1908.

Herbert B. Rodecker.

Notary Public.



199

## IN RE

Application for Enrollment of

## MINOR CHILD

Act of Congress Approved

April 26, 1906.

.....Maude Ella Jones.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior  
Commissioner to the Five  
Civilized Tribes

F I L E D

AUG 10 1906

Tams Bixby, Commissioner.

Received MAY 24 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Maude Ella Jones born on the 29 day of November 1905  
[Here insert name of child]  
Name of Father: William Jones a citizen of the ----- Nation.  
Name of Mother: Elizabeth Jones a citizen of the Cherokee Nation.  
Tribal enrollment of father: ----- Tribal enrollment of mother: -----  
Postoffice: Oglesby, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Elizabeth Jones, on oath state that I am 28 years of age and a citizen by blood of the Cherokee Nation; that I am the lawful wife of William Jones, who is a citizen, by ----- of the ----- Nation; that a male child was [Male or Female] born to me on 29 day of November 1905; that said child has been named Maude Ella Jones and was living March 4, 1906.

Signed Elizabeth Jones

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
Subscribed and sworn to before me this 21 day of May 1906. (Seal)

Herbert B. Rodecker  
Notary Public.

Commission expires April 13-1908

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Mrs. N. R. Jones, a Midwife, on oath state that I attended on Elizabeth Jones, wife of William Jones, on the 29 day of Nov 1905; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Maude Ella Jones.

her  
Signed Mrs. N. R. Jones mark

WITNESSES TO MARK:

[Must be Two Witnesses] { Lee Watkins  
.....  
W. O. Hall .....  
Subscribed and sworn to before me this 21 day of May 1906. (Seal)

Herbert B. Rodecker  
Notary Public.

Commission expires April 13-1908

(COPY)

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Elias Downing, et al., as Cherokee Freedmen, consolidating the  
applications of--

Elias Downing et al.,  
Elizabeth Jones, et al.,  
Johnson Downing,

Cherokee Freedmen D-245,  
Cherokee Freedmen D-246,  
Cherokee Freedmen D-308.

--:-

D E C I S I O N  
- - - - -

The record herein shows that applications for enrollment as Cherokee freedmen were made to this Commission by Elias Downing for himself, his wife, Mary E. Downing, and his minor child, Mary L. Downing; by Elizabeth Jones for herself, and her two minor children, Flora and Resether Jones; that subsequent to the date of the last-named application, a birth affidavit, which is made a part of the record herein, was filed with the Commission showing the birth of Arrileus Jones; by Johnson Downing for himself. A copy of the testimony of Sarah Ann Martin in Cherokee Freedmen D-239, and of Aaron Martin in Cherokee Freedmen D-235, taken at Vinita, Indian Territory, May 10, 1901, are filed herewith and made a part of the record in this case.

The evidence in this case shows that Elias Downing was the slave of a Cherokee citizen at the commencement of the rebellion, that during said rebellion he left the Cherokee Nation and did not return thereto and establish a residence therein within the time specified in the decree of the Court of Claims rendered February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. the Cherokee Nation, et al., for the return of freedmen to said Nation; that Mary E. Downing, wife of said Elias Downing, was born during the rebellion, and is the daughter of one Sarah A. Martin. The Commission have heretofore found, in the case of Sarah A. Martin, Cherokee Freedmen D-239, that she was the slave of a Cherokee citizen at the commencement of the rebellion; that during said rebellion she removed to the State of Kansas, and returned to the Cherokee Nation within the time specified in the said decree of the Court of Claims, Supra.

The evidence herein shows that the applicant, Mary E. Downing, returned to the Cherokee Nation with her said mother; that Mary L. Downing was born since 1866 and is the daughter of the said Elias Downing and his wife, Mary E. Downing, and claims the right to enrollment through her said mother; that Elizabeth Jones and Johnson Downing were born since 1866, and are the children of Elias Downing and Phoebe Downing and claim their right to enrollment through their father, the said Elias Downing, their mother not possessing any rights as a Cherokee Freedman; that the appli-

cants, Flora, Rosether and Arrileus Jones are the minor children of the said Elizabeth Jones, and possess no rights to enrollment except through their said mother.

It further appears from the evidence herein that the said Mary B. Downing has lived continuously in the Cherokee Nation since her return thereto in 1866, and that the said Mary L. Downing has resided continuously therein since her birth.

It further appears that the names of none of the applicants herein appear upon the 1866 authenticated Cherokee Roll.

It is, therefore, the opinion of this Commission that Mary B. Downing and Mary L. Downing should be enrolled as Cherokee freedmen and that the applications for the enrollment of Elias Downing, Elizabeth Jones, Flora Jones, Rosether Jones, Arrileus Jones and Johnson Downing as Cherokee freedmen should be denied under the provisions of section twenty-one of the act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

(Signed) Tams Birby  
Chairman.

(Signed) T. B. Needles  
Commissioner.

(Signed) C. R. Breckinridge  
Commissioner.

Muskegee, Indian Territory,  
Dec. 14-1904

---

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Maude Ella Jones as a Cherokee freedman.

DECISION  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on May 24, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Maude Ella Jones under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Maude Ella Jones, who was born November 29, 1905, and was living March 4, 1906, is the minor child of one William Jones a non-citizen of the Cherokee Nation and Elizabeth Jones an alleged Cherokee freedman and possesses no right to enrollment as a Cherokee freedman not possessed by her said parents. It is further shown that on December 16, 1904, the application for the enrollment of Elizabeth Jones, as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes; that on January 7, 1905, its decision was forwarded to the Department for review, that on June 25, 1906, a motion was filed for a rehearing in said case and that on January 7, 1907 (I.T.D. 2686, 17856-1905, 19656-1906), said motion was denied by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Maude Ella Jones is not entitled to enrollment as a Cherokee freedman and her application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this \_\_\_\_\_ 1907

Muskogee, Indian Territory, May 26, 1906.

Elizabeth Jones,

Oglesby, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of application  
for enrollment as a citizen of the Cherokee Nation of  
Maude Ella Jones, born November 29, 1905.

Respectfully,

Acting Commissioner.

LC

TR 2493

27148

Post. 2493:

Oct. 1, 1911.

REFER IN REPLY TO THE FOLLOWING:

Cherokee.  
N. B. 2493.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, June 18, 1904.

Elizabeth Jones,  
Oglesby, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Maude Ella Jones, as a citizen of the Cherokee Nation, you are advised that from the information contained in the affidavit as to the birth of said child, this Office is unable to identify you upon its records as an applicant for enrollment as a citizen of the Cherokee Nation.

You are requested to advise this Office, by return mail, under what name application was made for your enrollment, your age, the names of your parents, and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

  
Commissioner.

LMC COM.5 Civ, Tribes,  
names of my family are ,

Flora, Resether, & Arrilous.

Roll No. D.24C. Cherokee Fredman, "

Elizabeth Jones,



Cherokee P.N.B.

505

Muskogee, Indian Territory, February 26, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, rejecting the application for the enrollment of Maude Ella Jones as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-3

Commissioner.

RPI

Cherokee F.N.B.

506

Muskogee, Indian Territory, February 26, 1907.

William Jones,

Oglesby, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, rejecting the application for the enrollment of your minor child, Maude Ella Jones, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Special Agent in Charge

Enc I-4

Commissioner.

RPI

Register.

COPY

Muskogee, Indian Territory, February 26, 1907.

The honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat/, 137), of Marude Ella Jones as a Cherokee freedman, together with the decision of the Commissioner, dated February 26, 1907, rejecting said application.

Respectfully,

SIGNED *James H. Jones*

Commissioner.

Enc I-5

RPI

Through the Commissioner  
of Indian Affairs.

LAND  
References in  
body of letter.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

COPY

March 2, 1907.

The Honorable,

The secretary of the Interior.

Sir:

There are enclosed herewith the records of proceedings  
in the matter of the applications for the enrollment of  
the following persons:

21250-1907: Horatio John Rose, as a citizen by intermarriage  
of the Cherokee Nation.  
21244-1907: John F. Devaughn, " " " "  
21232-1907: Ada E. White: as a citizen by blood  
of the Cherokee Nation.  
21259-1907: Marvin T. Brake, as a citizen by blood of  
the Choctaw Nation.  
21260-1907: Bessie Springer,  
Lillie Livingston,  
Jesse Springer, and  
Richard Springer, " " "  
21261-1907: Addie Goldsmith,  
Christie Goldsmith,  
Carrie Goldsmith,  
Stanley Goldsmith,  
Otis Goldsmith,  
Ross Goldsmith,  
Henry Goldsmith,  
Mabel Goldsmith,  
Lincoln Jefferson Goldsmith,  
Guy Goldsmith,  
Solomon Goldsmith,  
Lloyd Goldsmith,  
Tecumseh Goldsmith,  
Orange Goldsmith, as citizens by blood of the  
Choctaw or Chickasaw Nations;

Ethel Goldsmith,  
Ola Goldsmith, and  
Hosie Goldsmith, as citizens by blood of the  
Choctaw Nation.

- 21262-1907: Mary Byington, as a citizen by blood of the  
Choctaw Nation.
- 21276-1907: Katie Arch, et al., all deceased, as citizens  
( by blood of the Creek Nation.  
(Katie Arch, Lewis Arch, Lizzie  
Arch and Nellie Arch).
- 21264-1907: Roy Thompson, deceased, as a citizen by blood  
of the Creek Nation.
- 21274-1907: Annie Johnson, as a citizen by blood of the  
Creek Nation.
- 21238-1907: Clyde Wilton Hardrick, as a Cherokee freedman.
- 21241-1907: Maude Ella Jones, as a Cherokee freedman.
- 21240-1907: Stephen Gunter, as a Cherokee freedman.
- 21243-1907: Henry Bly,  
Joanna Bly,  
Henry Bly, Jr.,  
Jesse Bly,  
Lucinda Bly,  
Charles Bly,  
Laurensie Bly, and  
Morgan Bly, as Cherokee freedmen.
- 21239-1907: Sarah Ann Dawson, and  
Lillian Beatty, as Cherokee freedmen.
- 21242-1907: Catherine Brewer,  
Henry Brewer,  
Margaret Brewer, and  
Willey Brewer, as Cherokee freedmen.
- 21263-1907: Jennie Roberson,  
Ether Roberson, and  
Fany Roberson, as Creek freedmen.  
(all deceased)
- 21258-1907: Frances Marshall, as a Choctaw freedman, or as a  
citizen of the Choctaw Nation.

(3)

The decisions of the Commissioner to the Five Civilized Tribes, relative to the enrollment of the above named applicants were adverse in each case.

The decisions of Commissioner Bixby have been examined, they are found to be correct, and the Office recommends that they be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-LC.

D.C. 13270-1907.

W.H.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I.T.D. 7828-1907.

March 4, 1907.

LRS.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following citizenship cases, adverse to the applicants, are hereby affirmed. Copy of Indian Office letter of March 2, 1907, submitting your reports and recommending that the decisions be affirmed, is herewith enclosed.

| Title of Case.                                        | Date of your<br>letter of transmittal. |
|-------------------------------------------------------|----------------------------------------|
| Stephen Gunter, Cherokee freedman,                    | February 26, 1907                      |
| Marvin T. Brake, Choctaw by blood,                    | February 27, 1907                      |
| Addie Goldsmith, et al., Choctaws by blood,           | February 25, 1907                      |
| Catherine Brewer, et al., Cherokee<br>freedmen,       | February 27, 1907                      |
| Henry Bly, et al., Cherokee freedmen,                 | February 27, 1907                      |
| Frances Marshall, Choctaw by blood,                   | February 27, 1907                      |
| Jennie Roberson, et al., deceased,<br>Creek freedmen, | February 26, 1907                      |
| Clyde Wilton Hardrick, Cherokee<br>freedman,          | February 25, 1907                      |
| Annie Johnson, Creek by blood,                        | February 27, 1907                      |
| Mary Pyington, Choctaw by blood,                      | February 27, 1907                      |
| Roy Thompson, deceased, Creek by blood,               | February 26, 1907                      |
| Sarah Ann Dawson, et al., Cherokee<br>freedmen,       | February 26, 1907                      |
| Katie Arch, et al., deceased, Creeks<br>by blood,     | February 27, 1907                      |
| Bessie Springer, et al., Choctaws<br>by blood,        | February 26, 1907                      |
| Ada E. White, Cherokee by blood,                      | February 26, 1907                      |

Horatio John Rose, Cherokee by  
intermarriage,  
John F. Devaughn, Cherokee by  
intermarriage,  
Maude Ella Jones, Cherokee freedman,

February 27, 1907

February 27, 1907

February 26, 1907

A copy hereof and all the papers in the above mentioned  
cases have been sent to the Indian Office.

Respectfully,

(Signed)

E.A. Hitchcock,

Secretary.

1 enclosure, and  
54 enclosures to Ind. Of.  
with copy hereof.

W.C.F.

3-4-07.



Cherokee F.  
N. B 505.

COPY

Muskogee, Indian Territory, March 13, 1907.

William Jones,  
Oglesby, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, rejecting the application for the enrollment of your minor child, Maude Ella Jones, as a Cherokee freedman, was affirmed by the Department, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED  
Commissioner.

Encl.C-110  
LMC

Cherokee F.  
N. B. 505.

000

Muskogee, Indian Territory, March 13, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, rejecting the application for the enrollment of Maude Ella Jones, as a Cherokee freedman, was affirmed by the Department, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

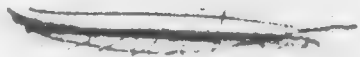
SIGNED

Commissioner.

Encl.C-111  
LMV

Nov 21

London



Cher Fr M 506

Cher Fr M 506

*Joe*  
CHEROKEE FREEDMAN

Lipsal  
Issue of  
Issue of

COMM IN RE  
Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

*Louisa Kelly*  
as a citizen of

*Cherokee* Nation.

*GH*

Approved \_\_\_\_\_ 190

*[Signature]*  
Commissioner.

FILED

*[Signature]*  
COMM.

RECEIVED

JUL 24 1906

## DEPARTMENT OF THE INTERIOR.

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Louisa Kelly born on the 15th day of October 1901  
 (Here insert name of child)  
 Name of father: George Kelly a citizen of the Cherokee Nation.  
 Name of mother: Nellie Graves a citizen of the Cherokee Nation.  
 Tribal enrollment of father at Chelsea I.T. Tribal enrollment of  
 mother 3656 Postoffice Chelsea, I.T.

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory,  
Northern District.

I, Nellie Graves on oath state that I am 22  
 years of age and a citizen by Cherokee of the Cherokee Nation;  
 that I am the lawful wife of \_\_\_\_\_ who is a citizen, by

of the \_\_\_\_\_ Nation; that a female child was  
 (Male or Female)  
 born to me on the 15th day of October 1901; that said child has been  
 1904

named Louisa Kelly and was living March 4, 1906; that  
 said child is the illegitimate child of George Kelly & Nellie Graves.  
 that there was no physician present at the birth of said child. The midwife  
 who was present at the birth of said child, Ella Martin, died  
 in March, 1903; that my brother Fred Graves was  
 present when said child was born.

Subscribed and sworn to before me this 23rd day of July 1906.

My Commission Expires Oct 14, 1907

R. O. Brewer  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory,  
 \_\_\_\_\_ District.

I, \_\_\_\_\_ a \_\_\_\_\_, on oath state that I  
 attended on \_\_\_\_\_ wife of \_\_\_\_\_  
 on the \_\_\_\_\_ day of \_\_\_\_\_ 1906; that there was born to her on said  
 date a \_\_\_\_\_ child; that said child was living March 4, 1906; and is said to have  
 (Male or Female)  
 been named \_\_\_\_\_

WITNESSES TO SIGN:

[Must be Two  
 Witnesses.]

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_ 1906.

\_\_\_\_\_  
 Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,

In re Application for Enrollment, as a citizen of the Cherokee Nation, of Louisa Kelly.

AFFIDAVIT.

United States of America, |  
Indian Territory, | ss.  
Northern District. |

I, Fred Graves, on oath state that I was present when Nellie Graves gave birth to a female child on the 15th day of October, 1901; that said child was living March 4, 1906; and is said to have been named Louisa Kelly; that Eliza Martin attended at the birth of said child as mid-wife; that said Eliza Martin died sometime during March, 1903.

Witnesses to me,  
Chas. Street, Chelsea, 21  
C. W. Purdy " " "

Fred Graves  
his mark

Subscribed and sworn to before me, a notary public in and for the Northern District of the Indian Territory, this 23rd day of July, 1906.

Edward Byrd  
Notary Public.

My Commission Expires Feb. 27, 1908.

INDEXED

3887

31128

Street, A. L. H.,  
Chelsea, I. T.,  
Cherokee Nation,  
July 23, 1900.

Transmits B. C. of Louisa Kelly,  
Cherokee.

CHEROKEE ENROLLMENT.



J. W. SWARTS

A. L. H. STREET

LAW OFFICES  
OF  
SWARTS & STREET  
CHELSEA, IND. TER

July 23, 1906.

Honorable Commissioner to the Five Civilized Tribes,  
Muskogee, I. T.

Dear Sir:-

Please find herewith application for enrollment as a citizen of the Cherokee Nation of Louisa Kelly. Please file the same for consideration by your Department.

There is no affidavit of attending physician or midwife for the reason that there was no physician and the midwife is now dead, as shown by inclosed affidavits.

Yours very truly,

*A. L. H. Street*

Muskogee, Indian Territory, July 27, 1906.

Nellie Graves,  
Chelsea, Indian Territory.

Dear Madam:

This office is in receipt on July 24, 1906, of  
application for the enrollment as a citizen of the Cherokee  
Nation of Louisa Kelly, born October 15, 1901.

Respectfully,

Commissioner.

WMP

Cher Fr M 507

Cher Fr M 507

2

---

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

Geraldine Montgomery

as a citizen of

Cherokee Nation.

---

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior

Commissioner to the Five Civilized Tribes

Filed

Aug. 10, 1906.

Tams Bixby,

Commissioner

Received

July 25, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Geraldine Montgomery (Here insert name of child), born on the 8 day of Jan. 1906.  
Name of Father: Marion Montgomery a citizen of the Cherokee Nation.  
Name of Mother: Annie Montgomery a citizen of the U. S. A.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: U. S. Citizen  
Postoffice: Hayden, I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Annie Montgomery, on oath state that I am 18  
years of age and a citizen by adoption of the U. S. A.  
that I am the lawful wife of Marion Montgomery, who is a citizen, by  
adoption of the Cherokee Nation; that a Female child was  
(Male or Female)  
born to me on 8 day of Jan. 1906; that said child has been named  
Geraldine Montgomery, and was living March 4, 1906.

(Signed) Annie Montgomery

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 23 day of July 1906.

(Signed) Wm. Madden Jr.  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Eliza Brown, a Midwife, on oath state that I  
attended on Annie Montgomery, wife of Marion Montgomery  
on the 8 day of Jan. 1906; that there was born to her on said date a Female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Geraldine  
Montgomery

(Signed) Eliza Brown

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 23 day of July 1906.

(Signed) Wm. Madden Jr.  
Notary Public

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Geraldine Montgomery as a Cherokee freedman.

DECISION.  
-----

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Geraldine Montgomery, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Geraldine Montgomery is the minor child of Marion Montgomery and Annie Montgomery, who are not shown to be either regularly enrolled citizens of the Cherokee Nation or persons who had application for enrollment pending April 26, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes or have applications for enrollment pending at the approval hereof and for the purpose of enrollment under this section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

I am, therefore, of the opinion that I am without authority to receive or consider the application for the enrollment of said Geraldine Montgomery and I hereby decline to receive said application.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEL 23 1907

Muskogee, Indian Territory, July 30, 1906.

Marion Montgomery,  
Hayden, Indian Territory.

Dear Sir:

This office is in receipt on July 25, 1906, of  
application for the enrollment as a citizen of the Cherokee  
Nation of Geraldine Montgomery, born January 8, 1906.

Respectfully,

Commissioner.

MMP

Cherokee F.N.B.  
507

Muskogee, Indian Territory, February 23, 1907.

Marion Montgomery,  
Hayden, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, refusing to receive or consider the application for the enrollment of your minor child, Geraldine Montgomery, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-342

Commissioner.

RPI

Register.



Cherokee N.B.F.  
507

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, refusing to receive or consider the application for the enrollment of Geraldine Montgomery as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-341

Commissioner.

RPI

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Geraldine Montgomery as a Cherokee freedman, together with the decision of the Commissioner, dated February 23, 1907, refusing to receive or consider said application.

Respectfully,

Enc I-343

Commissioner.

RPI

Through the Commissioner  
of Indian Affairs.

Land  
18933-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,

(COPY)

WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 23, 1907, enclosing record of proceedings in the matter of the application for the enrollment under the Act of Congress approved April 26, 1906 (34 Stat.L.137), of Geraldine Montgomery as a Cherokee freedman, including the Commissioner's decision of February 23, 1907, refusing to receive or consider the application.

The record shows that the applicant herein is the minor child of Marion Montgomery and Annie Montgomery, neither of whom is shown to be <sup>2</sup>regularly enrolled citizen of the Cherokee Nation or are persons who had applications for enrollment pending April 26, 1906.

The decision of the Commissioner, declining to receive or consider the application for the enrollment of Geraldine Montgomery, is correct, under the Act above mentioned, and it is recommended that it be affirmed.

Very respectfully,

C. P. Larrabee,

Acting Commissioner.

EVE--SD

D.C. 12249-1907.

J.P.  
O.K.

LRS.

DEPARTMENT OF THE INTERIOR,

I. T. D.

WASHINGTON,

7026, 7038, 7072, 7088-07.  
7114, 7124, 7130, 7132-07.  
7134, 7136, 7138, 7140-07.  
7142, 7152, 7156, 7160-07.  
7162, 7174, 7176, 7180-07.  
7182, 7190, 7192, 7200-07.  
7208, 7216, 7218, 7224-07.  
7228, 7296, 7330, 7348-07.  
7364, 7388-07.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed.

| Title of Case.                        | Date of Your Letter of Transmittal. |
|---------------------------------------|-------------------------------------|
| Sarah E. Sheok,                       | February 23, 1907.                  |
| Vernon Q. Huddleston (Freedman),      | February 16, 1907.                  |
| Edward T. Roberts, (intermarried),    | February 23, 1907.                  |
| Billie Moffett Dodson,                | February 23, 1907.                  |
| Eugene and Lucinda Snaden (Freedmen), | February 23, 1907.                  |
| Sarah C. Brackett, (intermarried),    | February 23, 1907.                  |
| Andrue E. and Robert Leroy Stiles,    | February 10, 1907.                  |
| Leone and Margree Gunter (Freedmen),  | February 23, 1907.                  |
| Lydia V. Banks (Freedmen),            | February 23, 1907.                  |
| Elisa and Mama Benton (Freedmen),     | February 21, 1907.                  |
| Butler Franklin Stevenson,            | February 21, 1907.                  |
| Chanie M. Blackwell (Freedman),       | February 23, 1907.                  |
| Sam Bane et al.,                      | February 23, 1907.                  |
| Emeline Weaver, (intermarried),       | February 25, 1907.                  |
| John P. Scruggs, (intermarried),      | February 22, 1907.                  |
| Sarah E. Parks, (intermarried),       | February 20, 1907.                  |

| Title of Case.                            | Date of Your<br>Letter of Transmittal. |
|-------------------------------------------|----------------------------------------|
| Lucrecia Tidwell, (intermarried),         | February 23, 1907                      |
| John Wilkerson, (intermarried),           | February 20, 1907                      |
| Bennie Mackey (Freedman),                 | February 11, 1907                      |
| Lucy Antoine, (intermarried),             | February 23, 1907                      |
| Mary E. Bible, (intermarried),            | February 4, 1907                       |
| Georgia Murry (Freedman),                 | February 18, 1907                      |
| Nicholas Landrum, Jr. (Freedman),         | February 23, 1907                      |
| Oliver and Cordelia A. Fields (Freedmen), | February 23, 1907                      |
| Josephine Harris (Freedman),              | February 25, 1907                      |
| John E. Hildebrand,                       | February 23, 1907                      |
| Oscar L. Appleman,                        | February 20, 1907                      |
| Mary A. J. Wixom,                         | February 23, 1907                      |
| Geraldine Montgomery (Freedman),          | February 23, 1907                      |
| Martha Tidwell,                           | February 23, 1907                      |
| Emily L. Brown, (intermarried),           | February 2, 1907                       |
| Sallie Fourkiller,                        | February 25, 1907                      |
| Mary Harris et al., (Freedmen),           | February 12, 1907                      |
| Elias J. Baunhofer, et al.,               | February 25, 1907                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,  
Secretary.

34 inc. and 68 inc.  
for Indian Office.

Cherokee F  
N. B. 507.

Muskogee, Indian Territory, March 29, 1907.

Marion Montgomery,  
Hayden, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your child, Geraldine Montgomery, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-13  
LMC

*D. Rodgers*  
Acting Commissioner.

Cherokee  
D-113 et al.

Muskogee, Indian Territory, March 29, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

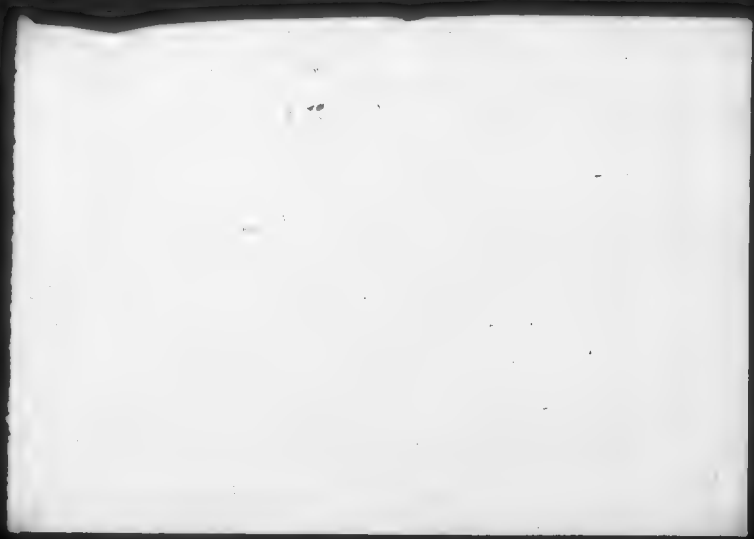
You are hereby advised that the decisions of the Commissioner to the Five Civilized Tribes, rejecting the applications for the enrollment of Sarah E. Shook, et al., as citizens of the Cherokee Nation, were affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-44  
LMC

*E. Rodger*  
Acting Commissioner.





Cher Fr M 508

Cher Fr M 508

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 20, 1906.

Georgia Murry.....

as a citizen of

..... Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

COMMISSIONER OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED

AUG. 10-1906

Tams Bixby,  
Commissioner.

RECEIVED

JUL. 24, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Georgia Murry [Here insert name of child], born on the 26th day of June, 1899.  
Name of Father: Ed Murry, a citizen of the United States.  
Name of Mother: Mary Ross, a citizen of the Cherokee Nation.  
Tribal enrollment of father: not on tribal rolls. Tribal enrollment of mother: Freedmen.  
Postoffice: Vinita Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Mary Ross, on oath state that I am 20 years of age and a citizen by Freedmen of the Cherokee Nation; that I am the lawful wife of ..... who is a citizen, by ..... of the ..... Nation; that a Female child was [Male or Female] born to me on 26th day of June, 1899; that said child has been named Georgia Murry and was living March 4, 1906.

Mary Ross

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
..... }

Subscribed and sworn to before me this 19th day of July, 1906.

(SEAL) O. A. Smith  
Commission Expires Dec. 4, 1909. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Maggie Ross, a Midwife, on oath state that I attended on Mary Ross, wife of ..... on the 26th day of June, 1899; that there was born to her on said date a female [Male or Female] child; that said child was living March 4, 1906, and is said to have been named Georgia Murry.

her  
Maggie x Ross  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { .....  
..... }

Subscribed and sworn to before me this 19th day of July, 1906.

(SEAL) Commission Expires Dec. 4, 1909. Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Georgia Murry as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 24, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Georgia Murry, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Georgia Murry, is the minor illegitimate child of one Mary Ross, an alleged Cherokee freedman, and possesses no right to enrollment not possessed by her said mother. It is further shown that on February 13, 1905, the application for the enrollment of said Mary Ross, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes, and its action was, on June 12, 1906, (I.T.D.2034,8575-05), approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Georgia Murry is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner

Dated at Muskogee, Indian Territory,  
this FEB 18 1907

REFER IN REPLY TO THE FOLLOWING:

Cherokee Freed-  
man N. B. #508

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 14, 1905.

Mary Ross,  
Vinita, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Georgia Murry, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to said child's birth this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

Mary Ross formerly F.D. 777

Daughter of

Colvin Ross  
Maggie Ross Vinita

Yours Truly Mary Ross

Muskogee, Indian Territory, July 27, 1906.

Mary Ross,

Vinita, Indian Territory.

Dear Madam:

This office is in receipt on July 24, 1906, of application for the enrollment as a citizen of the Cherokee Nation of Georgia Murry, born June 26, 1899.

Respectfully,

Commissioner.

LMC

Cherokee Freedmen  
808 *WB*

Muskogee, Indian Territory, February 18, 1907.

Mary Ross,

Vinita, Indian Territory.

Madam:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying your application for the enrollment of your child, Georgia Murry, as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-18  
ELN

Commissioner.

Register.

Cherokee F. N. B.  
508

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,  
Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Georgia Murry as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-16  
BWR

Commissioner.



Muskogee, Indian Territory, February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Georgia Murry, as a Cherokee Freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying said application.

Respectfully,

Encl. R-17  
HLE

Commissioner.

Through the Commissioner  
of Indian Affairs.

Land.  
18991-1907

(COPY)

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 18, 1907, enclosing record of proceedings in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat.L., 137), of Georgia Murry as a Cherokee freedman, including the Commissioner's decision of February 18, 1907, denying the application.

The record shows that Georgia Murry is the minor illegitimate child of one Mary Ross, an alleged Cherokee freedman. It is further shown that the application for the enrollment of Mary Ross as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, and its action approved by the Department on June 12, 1906 (I.T.D. 2034, 8575-1905). Section 2 of the Act of April 26, 1906, provides, among other things, that "for the purpose of enrollment under this Section, illegitimate children shall take the status of the mother".

The decision of the Commissioner, denying the application for the enrollment of the applicant, is correct under this Act, and it is recommended that it be affirmed.

Very respectfully,

EVE--SD

C. F. Larrabee, Acting Commissioner.

D.C. 12849-1907.

J.P.  
O.K.

LRE

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

|       | I.    | T.    | D.       |  |
|-------|-------|-------|----------|--|
| 7026, | 7038, | 7072, | 7088-07. |  |
| 7114, | 7124, | 7130, | 7132-07  |  |
| 7134, | 7136, | 7138, | 7140-07  |  |
| 7142, | 7152, | 7156, | 7160-07  |  |
| 7162, | 7174, | 7176, | 7180-07  |  |
| 7182, | 7190, | 7192, | 7200-07  |  |
| 7208, | 7216, | 7218, | 7224-07  |  |
| 7228, | 7296, | 7330, | 7348-07  |  |
|       |       | 7364, | 7388-07  |  |

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed.

| Title of Case.                        | Date of Your<br>Letter of Transmittal. |
|---------------------------------------|----------------------------------------|
| Sarah E. Shock,                       | February 23, 1907.                     |
| Vernon G. Huddleston (freedman)       | February 16, 1907.                     |
| Edward T. Roberts, (intermarried),    | February 23, 1907.                     |
| Lillie Moffett pedson,                | February 23, 1907.                     |
| Eugene and Lucinda Snaden (Freedmen), | February 23, 1907.                     |
| Sarah G. Brackett, (intermarried),    | February 23, 1907.                     |
| Andrus E. and Robert Leroy Stiles,    | February 10, 1907.                     |
| Leone and Margree Gunter (Freedmen),  | February 23, 1907.                     |
| Lydia V. Banks (Freedmen),            | February 23, 1907.                     |
| Eliza and Mama Denton (Freedmen),     | February 21, 1907.                     |
| Butler Franklin Stevenson,            | February 21, 1907.                     |
| Chanie M. Blackwell (Freedman),       | February 23, 1907.                     |
| Sam Bane et al.,                      | February 23, 1907.                     |
| Emeline Weaver, (intermarried),       | February 25, 1907.                     |
| John P. Scruggs, (intermarried),      | February 22, 1907.                     |
| Sarah E. Parks, (intermarried),       | February 20, 1907.                     |

| Title of Case.                            | Date of Your<br>Letter of Transmittal. |
|-------------------------------------------|----------------------------------------|
| Lucretia Tidwell, (intermarried),         | February 23, 1907                      |
| John Villerson, (intermarried),           | February 20, 1907                      |
| Bennie Mackey (Freedman),                 | February 11, 1907                      |
| Lucy Antoine, (intermarried),             | February 23, 1907                      |
| Mary E. Bihle, (intermarried),            | February 4, 1907                       |
| Georgia Murry (Freedman),                 | February 18, 1907                      |
| Nicholas Lundrum, Jr. (Freedman),         | February 23, 1907                      |
| Oliver and Cordelia A. Fields (Freedmen), | February 23, 1907                      |
| Josephine Harris (Freedman)               | February 28, 1907                      |
| John B. Hildebrand,                       | February 23, 1907                      |
| Oscar L. Applaman,                        | February 20, 1907                      |
| Mary A. J. Wynn,                          | February 23, 1907                      |
| Seraldine Montgomery (Freedman),          | February 23, 1907                      |
| Martha Tidwell,                           | February 23, 1907                      |
| Billy L. Brown, (intermarried),           | February 2, 1907                       |
| Sallie Fourkiller,                        | February 23, 1907                      |
| Mary Harris et al., (Freedmen),           | February 12, 1907                      |
| Elias J. Baumhofer, et al.,               | February 25, 1907                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

34 inc. and 68 inc.  
for Indian Office.

Cherokee P.  
N. B. 568.

Muskogee, Indian Territory, March 29, 1907.

Ed Murry,

Vinita, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of your child, Georgia Murry, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-19  
LMC

Acting Commissioner.

Cherokee  
B-113 et al.

Muskogee, Indian Territory, March 29, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decisions of the Commissioner to the Five Civilized Tribes, rejecting the applications for the enrollment of Sarah E. Shook, et al., as citizens of the Cherokee Nation, were affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-44  
LNC

Acting Commissioner.

Cher Fr M 509

Cher Fr M 509

Cherokee Freedman 509

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

.....Willie Martin.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
AUG. 10, 1906.

Tams Bixby,  
Commissioner.

Received  
Jul 23, 1906.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Willie Martin....., born on the 16th day of January.....1903.  
[Here insert name of child]  
Name of Father: .....William H. Martin..... a citizen of the.....Cherokee.....Nation.  
Name of Mother: .....Carrie Martin..... a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father Freedman. Pending..... Tribal enrollment of mother..... adopted.....  
Postoffice..... Wann, Indian Territory.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District..... District. }

I, .....Carrie Martin....., on oath state that I am..... 29.....  
years of age and a citizen by adoption..... of the.....Cherokee..... Nation;  
that I am the lawful wife of..... William H. Martin....., who is a citizen, by  
Freedman..... of the..... Cherokee..... Nation; that a Female..... child was  
[Male or Female]  
born to me on..... 16th..... day of..... January..... 1903.; that said child has been named  
..... Willie Martin..... and was living March 4, 1906.

Carrie Martin

WITNESSES TO MARK:

[Must be Two Witnesses] { .....

Subscribed and sworn to before me this..... 21st..... day of..... July..... 1906.

(SEAL) ..... Wm. H. McDaniel.....  
My Commission expires May 22, 1909. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District..... District. }

I, .....Fannie Washington....., a..... Midwife....., on oath state that I  
attended on ..... Carrie Martin....., wife of..... William H. Martin.....  
on the..... 16th..... day of..... January..... 1903.; that there was born to her on said date a..... Female.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....

..... Willie Martin.....

her  
Fannie x Washington  
mark

WITNESSES TO MARK:

[Must be Two Witnesses] { ..... Ida M. McDaniel.....  
..... Eva Martin.....

Subscribed and sworn to before me this..... 21st..... day of..... July..... 1906.

(SEAL) ..... Wm. H. McDaniel.....  
My Commission expires May 22, 1909. Notary Public.

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

..... Wiley H. Martin .....

as a citizen of

..... Cherokee ..... Nation.

Approved ..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
AUG. 10, 1906.

Tams Bixby,  
Commissioner.

RECEIVED  
JUL 23, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Wiley H. Martin born on the 14th day of February 1905.  
[Here insert name of child]  
Name of Father: William H. Martin a citizen of the Cherokee Nation.  
Name of Mother: Carrie Martin a citizen of the Cherokee Nation.  
Tribal enrollment of father: Freedman Pending Tribal enrollment of mother: adopted.  
Postoffice: Wann, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District } District.

I, Carrie Martin, on oath state that I am 29  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of William H. Martin, who is a citizen, by  
Freedman of the Cherokee Nation; that a Male child was  
[Male or Female]  
born to me on 14th day of February 1905; that said child has been named  
Wiley H. Martin and was living March 4, 1906.

Carrie Martin

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this 21st day of July 1906.

(SEAL)

My Commission expires May 22, 1909

Wm. H. McDaniel

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District } District.

I, Fannie Washington, a Midwife, on oath state that I  
attended on Carrie Martin, wife of William H. Martin  
on the 14th day of February 1905; that there was born to her on said date a Male  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named

Wiley H. Martin

her  
Fannie x Washington  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this 21st day of July 1906.

(SEAL)

My Commission expires May 22, 1909.

Wm. H. McDaniel

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Willie Martin and Wiley H. Martin as Cherokee Freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Willie and Wiley H. Martin, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Willie and Wiley H. Martin, are the minor children of one William H. Martin, an alleged Cherokee freedman, and Carrie Martin, a non citizen of the Cherokee Nation, and possess no right to enrollment as citizens of the Cherokee Nation not possessed by their said parents. It is further shown that on March 5, 1904, the application for the enrollment of said William H. Martin, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes, and its action was, on August 18, 1904 (I.T.D.6494-04), approved by the Secretary of the Interior; that on May 24, 1906, a motion for review was filed in said case; that on August 1, 1906, said motion was forwarded to the Department, and that on November 3, 1906, said motion was denied by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Willie Martin and Wiley H. Martin are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 21 1907

Y.P.  
YHB

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I.T.D. 6494-1904.

D.C. 30565-1904.

Commission to the Five Civilized Tribes.

Muskegee, Indian Territory.

Gentlemen:

March 25, 1904, you transmitted the record in the consolidated Cherokee freedman case of David Martin, et al (D-486), including your decision dated March 5, 1904, rejecting the applicants

Reporting in the matter August 13, 1904, the Commissioner of Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

Respectfully,  
(Signed) Thos. Ryan,

1 inclosure.

Acting Secretary.

Muskogee, Indian Territory, July 27, 1906.

William H. Martin, .

Wann, Indian Territory.

Dear Sir:

This office is in receipt, on July 23, 1906, of applications for the enrollment as citizens of the Cherokee Nation of Wiley H. Martin, born February 14, 1905, and Willie Martin, born January 16, 1903.

Respectfully,

M.A.

Commissioner.

Cherokee Freedmen  
N.B. 509

Muskogee, Indian Territory, August 17, 1906.

Carrie Martin,

Wann, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Willie and Wiley H. Martin, as Cherokee Freedmen, you are advised that from the information contained in the affidavit as to the birth of said children this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee Freedmen. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

Cherokee F.W.B.

809

Muskogee, Indian Territory, February 21, 1907.

William H. Martin,

Wann, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, denying the application for the enrollment of your children Willie and Wiley H. Martin, as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-43  
RA

Register



Cherokee F.N.B.

509

Muskogee, Indian Territory, February 21, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, denying the application for the enrollment of Willie and Wiley H. Martin, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-44  
RA

Muskogee, Indian Territory, February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Willie and Wiley H. Martin, as Cherokee freedmen, together with the decision of the Commissioner to the Five Civilized Tribes dated February 21, 1907, denying said application.

Respectfully,

Commissioner.

Encl.A-45

RA

Through the Commissioner  
of Indian Affairs.

LAND  
19007-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 28, 1907.

C O P Y

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Willie and Wiley H. Martin, as Cherokee freedmen, including the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, adverse to the applicants.

The decision of Commissioner Bixby has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

KRM-LC.

IF  
V.N.N.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I.T.D.

5384, 5386, 5484, 5546,  
5788, 5712, 5764, 5766,  
5770, 5774, 5994, 6066,  
6068, 6116, 6284, 6680,  
6710, 6714, 6716, 6720,  
6732, 6736, 6760, 6794,  
6800, 6818, 6788--1907.

March 2, 1907.

LRE

DIRECT

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of Case.                   | Date of your letter of transmittal. |
|----------------------------------|-------------------------------------|
| John Thomas,                     | February 2, 1907.                   |
| Esckial J. Dunagan,              | February 2, 1907.                   |
| Missouri I. Ross,                | February 12, 1907.                  |
| William C. Patten,               | February 6, 1907.                   |
| W. P. Armstrong,                 | February 10, 1907.                  |
| Andrew P. Cowan,                 | February 19, 1907.                  |
| John A. Brown,                   | February 2, 1907.                   |
| John N. Biffert,                 | February 2, 1907.                   |
| Jacob E. Barrow,                 | February 2, 1907.                   |
| Samuel L. Jones, (Johnson)       | February 2, 1907.                   |
| George W. Craig,                 | February 15, 1907.                  |
| Jane M. Byrd,                    | February 19, 1907.                  |
| Elizabeth R. Rogers,             | February 12, 1907.                  |
| Elmer Shafer, et al. (freedmen), | February 18, 1907.                  |
| John Rogers,                     | February 19, 1907.                  |

| Title of Case.                    | Date of your<br>letter of transmittal. |
|-----------------------------------|----------------------------------------|
| Olley Hayney Dunaway, et al.,     | February 21, 1907.                     |
| Willie Martin, et al. (freedmen), | February 21, 1907.                     |
| John Ellsworth Lambert,           | February 21, 1907.                     |
| Stephen F. Wade,                  | February 21, 1907.                     |
| Michael S. Edmundson,             | February 23, 1907.                     |
| James Brown,                      | February 21, 1907.                     |
| Charles H. Bacon,                 | February 21, 1907.                     |
| Benjamin F. Teague,               | February 21, 1907.                     |
| George V. Scott,                  | February 21, 1907.                     |
| Walker Johnson (freedman),        | February 12, 1907.                     |
| Elizabeth Lagley,                 | February 23, 1907.                     |
| Charles Lavin,                    | February 13, 1907.                     |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E Wilson,

Assistant Secretary.

27 enclosures, and  
54 enclosures to Ind. Of.,  
with carbon hereof.

A F No  
2-1-07

Cherokee v.  
M. B. 509.

COPY

Muskogee, Indian Territory, March 12, 1907.

William H. Martin,  
Wann, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, rejecting the application for the enrollment of your children, Willie and Wiley H. Martin, as Cherokee Freedmen, was affirmed by the Department, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams*

Commissioner.

Encl.C-69  
LMC

Cherokee F.  
T. B. 809.

COPY

Muskogee, Indian Territory, March 12, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, rejecting the application for the enrollment of Willie and Wiley H. Martin, as Cherokee freedmen, was affirmed by the Department, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Charles F. Smith*  
Commissioner.

Encl.C-70  
LMC

Cher Fr M 510

Cher Fr M 510



710  
CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 28, 1906.

.....  
as a citizen of

..... Nation.

Approved..... 190.....

.....  
Commissioner.

**FILED**

AUG 10 1906

 Commr

RECEIVED

JUL 25 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 25, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of James Ryan, born on the July day of 1899  
(Here insert name of child)  
Name of Father: Harold Ryan a citizen of the Cherokee Nation.  
Name of Mother: Lucy Ryan a citizen of the Cherokee Nation.  
Tribal enrollment of father 15405 Tribal enrollment of mother \_\_\_\_\_  
Postoffice Lawrence

**AFFIDAVIT OF MOTHER.**

UNITED STATES OF AMERICA, Indian Territory,

District.

I, John A. Smith, on oath state that I am 50 years of age and a citizen by birth, of the United States Nation; that I am the lawful wife of John A. Smith, who is a citizen, by birth, of the United States Nation; that a male child was born to me on August day of 1922; that said child has been named John A. Smith and was living March 4, 1906.

I further state that the said man died  
and was buried in a non-conformist cemetery

Lottin & Lenoir

**WITNESSES TO MARK:**

**[ Must be Two Witnesses**

Subscribed and sworn to before me this.....day of..... 1906.

**Notary Public.**

**AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.**

UNITED STATES OF AMERICA, Indian Territory.

**District.**

I, John B. Ryan, a Male, on oath state that I  
~~attended~~ attended on John B. Ryan wife of John B. Ryan  
 on the 15th day of July, 1914, that there was born to her Male Child  
 (Male or Female)  
 child; that said child was living March 4, 1906, and is said to have been named John B. Ryan

My father ~~is~~ father has been dead  
5 years + WITNESSES TO MARK: none

.....

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 15 day of July, 1906.

Notary Public.

Hand Turn  
\$1.00

Who is it?  
J. H. B. 510  
James Payne

Letter from King first seen by J. R.  
Maynard a native Penn. testified as follows  
What is your name? A native  
born in Pennsylvania on the 1st of  
April 1840. How long  
have you been in the States?  
Nineteen years. How long  
did you know the person by  
the name of King? I met him  
in the summer of 1859. Is  
he now in the States? I  
do not know. Did he have  
any papers? What is his  
name? A. B. King. What  
was his occupation? He was  
an agent for the State of  
Pennsylvania. Payne

A. I. ... do  
70 ...  
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A ...  
It as ...  
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tip ...  
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A. ...



Dear Mr. [unclear] I have  
the pleasure to inform you  
that your letter of the 10th inst.  
has been received and that  
the same has been forwarded  
to the proper authorities.

Charles R. Wilson, being first duly sworn, doth depose and say that the above and foregoing are the original questions propounded by him to, and the answers returned thereto by Lottie Drew the above named witness.

Charles R. Wilson  
25th

Subscribed and sworn to before me this ~~21~~<sup>25</sup>th day of February, 1907.

Walter W. Chappell  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES,  
SAND TOWN, I. T., FEBRUARY 22, 1907.

In the matter of the application for the enrollment of  
JAMES PAYNE as a Cherokee freedman.

LOTTIE DREW, being first sworn by J. R. Mayfield, a Notary Public  
testified as follows:

- Q What is your name? A Lottie Drew.
- Q About how old are you? A About fifty years.
- Q How long have you lived in the Cherokee Nation? A All of my life.
- Q Did you ever know a man by the name of Wallace Payne? A Yes sir,  
he was my uncle.
- Q Is he alive? A No sir.
- Q How long has he been dead? A Five or six years.
- Q Did he have a wife? A Yes sir.
- Q What is her name? A Irene Payne.
- Q What was her name before her marriage to Wallace Payne?  
A I dont know.
- Q What do you know about the marriage of Wallace Payne and Irene  
Payne? A All I know about it is that they claimed to be hus-  
band and wife and lived together as such to my knowledge for six  
or seven years.
- Q Were they considered husband and wife by their neighbors?  
A Yes sir.
- Q Were they both Cherokee freedmen? A He was but she was not -  
she was a white woman.
- Q Where is she now? A She is somewhere between Braggs and Fort  
Gibson.
- Q How long since you saw her? A About four months ago. I really  
dont know just where she is except as I have stated above, she  
has no certain place to stay at, here today and there tomorrow;  
she is not of sound mind.
- Q Did they have any children as a result of such marriage?  
A Had two.
- Q Are they both alive? A Nos ir, the oldest died about four or  
six years ago.
- Q What is the name of the one alive and about how old?
- Q A His name is James Payne, and he is about seven or eight years  
old.
- Q Is he with you? A Yes sir.
- Q Is this the boy here on the floor? A Yes sir.
- Q Do you know this is their child? A I believe it is, and they  
both claimed it to be theirs. I saw him first when he was about  
two months old.
- Q Is this boy living with you now? A Yes sir.
-



Charles B. Wilson, being first duly sworn, doth depose and say that the above and foregoing are the original questions propounded by him to, and the answers returned thereto by Lottie Drew the above named witness.

(Signed) Charles B. Wilson.

Subscribed and sworn to before me this 25th day of February, 1907.

Walter W. Chaffell  
Notary Public.

-----

The undersigned, being first duly sworn, states that, as stenographer to the Commissioner to the Five Civilized Tribes, she made the above and foregoing copy, and that the same is a full, true and complete copy of the original testimony now on file in this office.

Archie Waters

Subscribed and sworn to before me this 25th day of February, 1907.

Francis R. Lane  
Notary Public.

Hand 1000  
1000  
1000

Northern road, 1000 ft. above sea level, covered by  
 J.R. - a little of the same as the one at the  
 base of the road.

at the same time we have the same



Charles B. Wilson, being first duly sworn, doth depose and say  
that t he above and foregoing are the original questions pro-  
pounded by him to, and the answers returned thereto by

Norton Montgomery the above named witness.

Charles B. Wilson  
25<sup>th</sup>

Subscribed and sworn to before me this 11<sup>th</sup> day of February, 1907.

Walter O. Chapple  
Notary Public

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
SAND TOWN, I.T., FEBRUARY 22, 1907.

In the matter of the application for the enrollment of  
JAMES PAYNE, as a Cherokee Freedman.

NEWTON MONTGOMERY, being first sworn by J. R. Mayfield a  
Notary Public testified as follows:

- Q What is your name? A. Newton Montgomery.  
Q How old are you? A I am 38 years old.  
Q What is your post-office address? A Sandtown.  
Q Did you know Wallace Payne in his life time? A Yes sir.  
Q Was he a married man? A Yes sir.  
Q What was his wife's name? A Irene Payne.  
Q What do you know about his marriage? A I am not sure whether  
I saw them married or not, but I knew of their marriage very soon  
after.  
Q How long ago was their marriage celebrated? A It was in 1892 or  
1893 I think.  
Q Who married them? A I think, Tom Ford.  
Q Was he a minister? A Yes sir.  
Q When did this marriage take place? A I think at Mt. Olive Church  
in Sandtown bottom.  
Q Where is this Tom Ford now? A On four mile branch north and near  
Ft. Gibson.  
Q How long did you know of them living together as husband and wife?  
A Ten or twelve years.  
Q Were they considered husband and wife by their neighbors? A Yes  
sir.

Charles B. Wilson, being first duly sworn, doth depose and say  
that the above and foregoing are the original questions propounded  
by him to, and the answers returned thereto by Newton Montgomery  
the above named witness.

(Signed) Charles B. Wilson.

Subscribed and sworn to before me this 25th day of February, 1907.

Walter W. Chappell  
Notary Public.

The undersigned being duly sworn states that as stenographer to  
the Commissioner to the Five Civilized Tribes, she made the above  
and foregoing copy, and that the same is a full, true and complete  
copy of the original testimony now on file in this office.

Subscribed and sworn to before me the 25th day of February, 1907.

Walter W. Chappell  
Notary Public.

DEPARTMENT OF THE INTERIOR.

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, I.T., February 25, 1907.

In the matter of the application for the enrollment of James Paynes as a Cherokee freedman.

Charles B. Wilson being first duly sworn by Frances R. Lane, a Notary Public, testifies as follows:

By the Commissioner:

- Q State your name, age and Post Office address? A Charles B. Wilson, Muskogee, I.T., I will be 50 the 18th of next March.
- Q Have you been detailed by the Commissioner to go and secure information concerning the applicant herein, James Payne? A Yes sir.
- Q Did you see this child, James? A I saw a child that I was told by three or four persons in the house that this child's name was Payne, the son of Wallace and Irene Payne.
- Q How old a child did it appear to be? A I should think about 7 years old; from six to eight, somewhere along there.
- Q With whom was he living? A Mrs. Lottie Drew, a colored woman.

Witness Excused.

I, Cora E. Glendenning, a stenographer to the Commissioner to the Five Civilized Tribes, on oath state that I reported the proceedings in the above entitled cause, and that the foregoing is a true and correct transcript of my stenographic notes therein.

*Cora E. Glendenning*

Subscribed and sworn to before me this 25th day of February, 1907.

*Charles W. Chappell*  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
James Payne as a Cherokee freedman.

D E C I S I O N

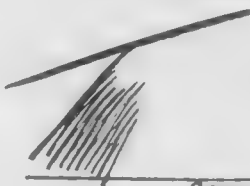
THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment as a minor citizen of the Cherokee Nation of James Payne under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137). Further proceedings in the matter of said application were had at Sand Town, Indian Territory, February 22 and at Muskogee, Indian Territory, February 25, 1907.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, James Payne, is the minor child of Wallace Payne, a regularly enrolled Cherokee freedman, whose name appears upon the approved partial roll of freedmen citizens of the Cherokee Nation opposite No. 1540, and Irene Payne (non compos mentis), a non citizen of the Cherokee Nation, who were united in marriage about the year 1892; that the said James Payne was born to them in lawful wedlock in July, 1899, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, James Payne is entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly granted.



Commissioner

Dated at Muskogee, Indian Territory,

this FEB 27 1907

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Vian, Oklahoma, May 14, 1908.

In the matter of the duplicate enrollment of James Payne, on Cherokee Freedman Card Number 1180, Roll Number 3020, and Cherokee Freedman New Born Card Number 510, Roll Number 503.

Testimony taken at the home of Lou Payne, in the town of Vian, Oklahoma.

LOU PAYNE, being first duly sworn, by W. H. Merley, a Notary Public in and for Sequoyah County, State of Oklahoma, testified as follows:

Examination on Behalf of the Commissioner:

- Q Please state your name, age and postoffice address?  
A Lou Payne; 36; Postoffice, Vian, Oklahoma.  
Q Are you known by any other name, Mrs. Payne, than "Lou"?  
A Some call me Irene and some call me Lourine.  
Q What was your husband's name, Mrs. Payne?  
A Wallace Payne.  
Q Did you and Wallace Payne have any children?  
A Yes, sir.  
Q How many?  
A We had five.  
Q Name them, Mrs. Payne?  
A One of them was named James Payne—that is, Jim Payne, that's his right name, and the other one was named Russell, and the others was not old enough to name.  
Q Are Russell and James Payne both alive now?  
A No, sir.  
Q Which one is, Mrs. Payne?  
A Jim is alive.  
Q He is on the roll as James?  
A Yes, sir.  
Q How long has Russell been dead?  
A 12 years.  
Q When was James, or Jim as you call him, born?  
A I don't know what year it was.  
Q How old is he at the present time, Mrs. Payne?  
A He is a little over 7 years old, going on 8, the 11th of June he will be 8 years old.  
Q In an affidavit given to the Commission, executed by Lottie Drew and Elizabeth Neal, they gave the date of his birth as July 18, 1899; is that about correct?  
A No, he was born in June, the 12th of June.  
Q He is still alive, is he Mrs. Payne?  
A Yes, sir.  
Q You have him here with you?  
A Yes, sir, he's down here at Mrs. Freeman's.  
Q In Vian?  
A Yes, sir.  
Q It appears from the records we have that Sarah Glass, on April 22, 1901, at Fort Gibson, Indian Territory, made application for the enrollment of James Payne, and gave Wallace Payne as his father and Lou Payne as his mother--  
A Yes, sir.  
Q --And also on July 25, 1906, Lottie Drew and Elizabeth Neal



In re duplicate enrollment of James Payne.

made application for the enrollment of James Payne, and gave his father's name as Wallace Payne and his mother's name as Irene Payne; both of which are correct, are they not?

A Yes, sir.

Q You are known both as Irene and Lou Payne, are you not?

A Yes, sir.

Q Wallace Payne was a Cherokee Freedman, was he not?

A Yes, sir.

Q Our records at the Commission show this child to be enrolled twice; first by the application made by Sarah Glass, and second by the application made by Lottie Drew. We are taking this testimony to correct our records, on account of the names of the mother being different, being given as Irene and Lou Payne, respectively. Wallace Payne never married after you and he married, did he?

A No, sir.

Q Were you with him at Fort Gibson the time he was sick?

A Yes, sir.

Q What relation was Sarah Glass to Wallace Payne?

A He was her father.

Q What was Sarah's mother's name?

A Martha.

Q How long has Wallace Payne been dead, Mrs. Payne?

A As far as I know, he has been dead about five years.

Q What relation is Lottie Drew to Wallace Payne?

A Sister-half sister.

Q Mrs. Payne, you understand that no citizen or freedman is entitled to more than one allotment, do you not?

A Yes, sir.

Q You never have made application for a selection of land for this child James Payne but once, have you?

A No, sir, that's all.

Q Did you know that this child was on the roll twice?

A No, sir.

Q You have no objection, have you Mrs. Payne, to the name of James Payne being stricken from the roll in regard to one of these applications?

A No, sir, I have not.

Q All you want is for his name to remain on the roll so that you can keep the allotment you have selected for him?

A Yes, sir.

Q Where is Sarah Glass?

A She's dead.

Q How long has she been dead?

A I can't tell you exactly, I was not here.

Q Who is Elizabeth Neal?

A It is Mrs. Neal that lives up on Josh Drew's place.

Q How far is that from here?

A About two miles, I guess.

Q Does she know anything about this child James Payne, any more than she signed the affidavit with Lottie Drew when they made application for his enrollment?

A That's all she knows.

Q Lottie Drew is the Aunt of James Payne, your child?

A Yes, sir.

Witness Excused.

Testimony taken at home of Lottie Drew, eight miles southwest of Vian, Oklahoma, on May 15, 1908.

Lottie Drew, being examined on behalf of the Commissioner, testified as follows:

In re the duplicate enrollment of James Payne.

Q Please state your name, age and postoffice address?  
A Lettie Drew; San Town, Oklahoma; 55 or 56 years old.  
Q Are you a citizen of any of the Five Tribes?  
A Yes, sir, born and raised right here in the Cherokee Nation, and have never been any further than Fort Smith.  
Q What Nation are you a citizen of?  
A Cherokee Nation.  
Q You are on the roll, are you Mrs. Drew?  
A Yes, sir.  
Q Have got your allotment?  
A Yes, sir.  
Q Did you know Wallace Payne?  
A Yes, sir.  
Q Was he a citizen of the Cherokee Nation?  
A Yes, sir.  
Q A freedman?  
A Yes, sir.  
Q What was his wife's name?  
A Some people called her Lou Payne and some folks called her Irene Payne.  
Q Did Irene or Lou Payne and Wallace Payne have any children?  
A They had two.  
Q What were their names?  
A I'll tell you I don't believe I ever knew what the eldest child's name was, he was three or four months old.  
Q Would you know his name if you heard it?  
A No, sir.  
Q Was his name Russell?  
A I don't know.  
Q What was the other child's name?  
A James Payne, we never knowed them to have but two children.  
Q James Payne?  
A Yes, sir.  
Q Is James Payne alive?  
A He was the last time I was out to town.  
Q Did you ever make application to the Commission to enroll James Payne?  
A Yes, sir.  
Q In that affidavit you made to the Commission, was it signed also by Elizabeth Neal?  
A Yes, sir.  
Q In that affidavit you gave the names of the parents of that child James, as Wallace Payne, his father, and Irene Payne, his mother?  
A Yes, sir.  
Q An application for the enrollment of James Payne was made to the Commission on April 22, 1901, by Sarah Glass at Fort Gibson, in which she states that the father's name is Wallace Payne and the mother's name is Lou Payne?  
A We just call her Irene Payne.  
Q Now in the application wherein you state the mother's name is Irene, and in her application wherein she states the mother's name is Lou Payne; is that one and the same person--Lou and Irene Payne?  
A Yes, sir, the same woman.  
Q Are you any relation to Wallace Payne?  
A He was my uncle.  
Q The reason we are taking this testimony, Mrs. Drew, is that the name of James Payne appears upon the final roll twice, having been approved under the application made by you and signed by Elizabeth Neal, executed on July 25, 1906, and the one made by Sarah Glass on April 22, 1901; what we want to do is to allow his enrollment in regard to one application and correct the

In re the duplicate enrollment of James Payne.

information in regard to the name of his mother, which was given as Irene and Lou both.  
A Some called her Lou and some called her Irene.  
Q Then there can be no mistake about Irene and Lou being one and the same person?  
A Yes, that's the same woman.  
Q Then the Commission would be justified in striking the name of James Payne from the roll in regard to one of these applications?  
A Yes, sir.  
Q Where is Sarah Glass, Mrs. Drew.  
A She's dead.  
Q All that Elizabeth Neal would know of the birth of this child as what you have told her, is it?  
A No, she was there when the child was born, I was not.  
Q Then the reason you made this application in 1906, you didn't know that Sarah Glass had made any application for the enrollment of James Payne?  
A Yes, sir.  
Q Did you know that James Payne was on the roll twice?  
A No, sir.  
Q Never had been notified of that?  
A No, sir, if I had I never would have made the application.  
Q What relation is Sarah Glass to Wallace Payne?  
A She was his daughter.  
Q What was Sarah Glass' mother's name?  
A Her name was Martha.  
Q Her and James Payne, then, were half brother and sister?  
A Yes, sir.  
Q How long has Sarah Glass been dead?  
A About three years, I reckon.  
Q How long has Wallace Payne been dead?  
A About six years, I reckon.

Witness Excused.

W. P. Covington, the undersigned, being duly sworn, states that the above and foregoing is a full, true and correct transcript of his stenographic notes taken in said proceeding on dates set out.

*W. P. Covington*

Subscribed and sworn to before me, this 19th day of May, 1908.

*Harry Montague*  
Notary Public.

Not. Missio

*9/13/1911*

Form No. 1511.

**NIGHT MESSAGE.**  
**THE WESTERN UNION TELEGRAPH COMPANY.**

**24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

Receiver's No.

Time Filed

Check

**SEND** the following night message subject to the terms on back hereof, which are hereby agreed to.

January 29, 1907.

To Irene Payne (Colored)

Vian, Indian Territory.

Documentary evidence or testimony of witnesses as to your marriage and information as to your citizenship necessary to complete enrollment of your child. Produce same immediately.

BIXBY, Commissioner.

OBGR Paid.

**READ THE NOTICE AND AGREEMENT ON BACK.**

Cherokee P.  
H.B.510

Muskogee, Indian Territory, February 27, 1907.

Lottie Drew,  
c/o J. R. Mayfield,  
Vian, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, granting the application for the enrollment of James Payne as a Cherokee freedman.

You will be advised when the name of said child has been placed upon a schedule of ~~land~~ <sup>land</sup> approved by the Secer

Encl.H-17  
JMH

Dr.

Cherokee P.  
W.B.510

Muskogee, Indian Territory, February 27, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision  
of the Commissioner to the Five Civilized Tribes, dated  
February 27, 1907, granting the application for the enroll-  
ment of James Payne as a Cherokee freedman.

Respectfully,

Encl.H-16  
JMH

Commissioner.

Cherokee F.N.B.510

Muskogee, Indian Territory, February 27, 1907.

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of  
your decision enrolling James Payne as a Cherokee freedman.  
Time for protesting said decision is waived, and I consent  
that said person may be placed upon the schedule immediately.

Respectfully,

*W. W. Hartman*

Attorney for Cherokee Nation.

Muskogee, Oklahoma, May 20, 1908.

Subject:  
Duplicate enrollment  
of James Payne,  
a Cherokee freedman.  
---

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to bring to your attention the matter of the enrollment as a freedman citizen of the Cherokee Nation of James Payne. This name is found on Cherokee freedman card No. 1180 and opposite No. 3020 on the approved roll of freedman citizens of the Cherokee Nation. It also appears on freedman new born card No. 510 and opposite number 608 on the approved roll of minor freedmen enrolled under the provisions of the Act of April 26, 1906.

The records in connection with this matter show that on April 22, 1901, Sarah Glass made application for the enrollment of her father, Wallace Payne, and his child, her half-brother, James Payne. She gave the name of the mother of James Payne as Lou Payne, and stated that James Payne was about two years old, and that her father's first wife was



Secretary -2.

Martha Payne who was the mother of the witness, Sarah Glass.

It appears further that on August 10, 1906, an affidavit was filed at this office in the matter of the enrollment of James Payne under the provisions of the Act of April 26, 1906,- said affidavit having been executed by Lottie Drew and Elizabeth Neil- the affidavit showing that James Payne was born in the month of July, 1899, that his father was Wallace Payne and his mother, Irene Payne. The testimony of Lottie Drew and Newton Montgomery was taken in substantiation of the allegations embodied in this affidavit.

It having come to the notice of this office that there was a probability that this was a case of duplicate enrollment, an employee of this office was instructed to secure further testimony relative to this matter, and for that purpose visited Lou Payne, mother of James Payne, who testified that she was known as Lou, Irene and Lourine, that her husband's name was Wallace Payne and that Sarah Glass was her husband's daughter.

The testimony of Lottie Drew was also taken. It appears that she is a half-sister to Wallace Payne, and her testimony shows that the wife of Wallace Payne was known as Lou or Irene Payne. She stated that application for the enrollment of James Payne was made by her because she did not know that the former application had been made by Sarah Glass. She stated further that Sarah Glass was the daughter of Wallace

Secretary -3.

Payne and that her mother's name was Martha.

The testimony in this case taken collectively seems to show conclusively that James Payne has been enrolled on the roll of citizens prepared in accordance with the Act of July 1, 1902, and also on the roll prepared in accordance with the provisions of the Act of April 26, 1906, and consequently that the later enrollment was erroneous. However, on April 17, 1906, Irene Payne selected an allotment for James Payne under his enrollment as a new born citizen.

I have the honor, therefore, to recommend that the allotment made to James Payne, freedman new born No. 603, be transferred to James Payne, Cherokee freedman No. 3020, and that the following notation be made on the roll of freedman minors in the possession of the Department, prepared under the provisions of the Act of April 26, 1906, "Duplication. Not entitled to allotment under this number. See roll number F. 3020.", and that this office be authorized to make a similar notation on the rolls in its possession.

There are enclosed herewith copies of all the testimony bearing on this case.

Respectfully,

WEDM (LKP).  
Enc. 20-2.

Commissioner.

Through the Commissioner  
of Indian Affairs.

Enclosure

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

June 11, 1908.

Land.  
34673-1908.  
E B M

Subject:  
Dup. enrollment of  
Jas. Payne, Cherokee  
Freedman.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit a report of Commissioner Wright dated May 20, 1908, relative to the duplicate enrollment of James Payne, a Cherokee Freedman. Commissioner Wright invites attention to the fact that the name of James Payne is found on Cherokee Freedman card No. 1180, enrolled opposite No. 3020 on the approved roll of freedmen citizens of the Cherokee Nation; and that his name appears also on Freedman new-born card No. 510, and enrolled opposite No. 603 on the approved roll of minor Cherokee Freedmen, enrolled under the provisions of the Act of April 26, 1906 (34 Stat., L., 137). Commissioner Wright says that the records of his office show that on April 22, 1901, Sarah Glass made application for the enrollment of her father, Wallace Payne, and his child, her half-brother, James Payne; that the mother of

James Payne was given as Lou Payne; that on August 10, 1906, Lottie Drew and Elizabeth Neil filed an affidavit in the office of the Commissioner to the Five Civilized Tribes relative to the enrollment of James Payne under the provisions of the Act of April 26, 1906; that Wallace Payne was given as the father of James Payne, and Irene Payne was given as his mother; and that the testimony of Lottie Drew and Newton Montgomery was taken to substantiate the allegations contained in the affidavit.

Having received information that James Payne had been enrolled twice, Commissioner Wright directed an employee of his office to secure further testimony relative to the enrollment of James Payne. The testimony of several witnesses was taken, which testimony accompanies the record herewith.

From the testimony herewith it appears that Lottie Drew did not know at the time she made application for the enrollment of James Payne that a former application had been made for his enrollment by Sarah Glass. Commissioner Wright reports that Irene Payne, on April 17, 1908, selected an allotment for James Payne under enrollment as a new-born citizen.

Inasmuch as the testimony shows conclusively that James Payne has been enrolled as a Cherokee Freedman, in accordance with the Act of July 1, 1902, and has been enrolled also as a new-born freedman under the provisions of the Act

of April 26, 1906, the Office concurs in the recommendation of Commissioner Wright that the allotment selected for James Payne, Freedman, New-born, Roll No. 603, be transferred to James Payne, Cherokee Freedman Roll No. 3020, and that there be placed on the roll of freedmen minors in the possession of the Department, of this Office and the office of the Commissioner to the Five Civilized Tribes, prepared under the provisions of the Act of April 26, 1906, the following notation, "Duplication. Not entitled to allotment under this number. See Cherokee Freedman Roll No. 3020."

Very respectfully,

(Signed) C. F. Larrabee  
Acting Commissioner.

E.

June 13, 1908.

APPROVED:

(Signed) Frank Pierce.  
Acting Secretary.

Inclosure.

CFH

1055-1908

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

June 19, 1908.

Land  
34673-1908.  
E B M

Subject:  
Double enrollment  
of Jas. Payne, Chero-  
kee freedman.

The Commissioner

to the Five Civilized Tribes,  
Muskogee, Oklahoma.

Sir:

Referring to your report dated May 20, 1908, relative to the duplicate enrollment of James Payne, Cherokee Freedman, you are advised that the Department on June 13 authorized that the allotment selected for James Payne, Freedman, New Born, Roll No. 603, be transferred to James Payne, Cherokee Freedman, Roll No. 3020; and that there be placed on the copies of the roll of minor Cherokee Freedmen in the possession of the Department, this Office and your Office, prepared under the provisions of the Act of April 26, 1906, opposite

the name of James Payne, roll No. 603, the following notation:  
"Duplication. Not entitled to allotment under this number.  
See Cherokee Freedman Roll No. 3020."

There is inclosed a copy of approved Office letter dated  
June 11, 1908.

Very respectfully,

(Signed) F. M. Conser  
Chief Clerk.

JLB

Freedmen NB-510  
Freed. Allot. 3020

Muskogee, Oklahoma, June 25, 1908.

Mrs. Irene Payne,  
Vian, Oklahoma.

Madam:

April 22, 1901, Sarah Glass made application for the enrollment of your child, James Payne, as a Cherokee freedman under the provisions of the Act of July 1, 1902, and his name was placed upon the roll of Cherokee freedmen opposite No. 3020, and on July 25, 1906, you made application for the enrollment of your child as a Cherokee freedmen new born under the provisions of the Act of April 26, 1906, and his name was placed upon the approved roll of Cherokee freedmen new borns opposite No. 603.

The enrollment of your child as a new born being a duplication the Department, on June 13, 1908, authorized the placing of the following notation opposite his name at No. 603 on the approved roll of Cherokee freedmen new borns:

"Duplication. Not entitled to allotment under this number. See Cherokee Freedman Roll No. 3020."

April 17, 1908, you made application for the selection of certain land as an allotment for your child, the same



being received as a Cherokee freedmen new born, and this application the Department authorized transferred to a Cherokee freedmen application under roll No. 3020. The application has been made regular and certificates describing the land will be forwarded to you when the contest period has expired.

Respectfully,

JOR(LS)

Acting Commissioner.

Cher Fr M 511

Cher Fr M 511

CHEROKEE FREEDMAN

571

IN RE  
Application for Enrollment of  
**MINOR CHILD**  
Act of Congress Approved  
April 26, 1906

*Berry Nivens*

as a citizen of

*Cherokee* Nation

Approved ..... 190.....

Commissioner.

FILED

AUG 10 1906

RECEIVED

JUL 24 1906

BIRTH AFFIDAVIT.

DEPARTMENT OF THE INTERIOR.

Commissioner to the Five Civilized Tribes

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Berry Nivens born on the 26 day of Oct. 1903  
(Here insert name of child.)  
Name of Father July Nivens a citizen of the Cherokee Nation  
Name of Mother Sallie Nivens a citizen of the Cherokee Nation  
Tribal enrollment of father Freedmen Tribal enrollment of mother not enrolled  
Postoffice Pt. Gibson, I. T.

Affidavit of Mother.

UNITED STATES OF AMERICA, Indian Territory,  
Western District

I, Sallie Nivens, on oath state that I am 30  
years of age and a citizen by marriage of the Cherokee Nation; that I am the  
lawful wife of July Nivens who is a citizen, by  
blood of the Cherokee Nation; that a male child was  
born to me on the 26 day of Oct. 1903; that said child has been named  
Berry Nivens, and was living March 4, 1906.

*Sallie Nivens*

WITNESS TO MARK:

(Must be two Witnesses)

Subscribed and sworn to before me this 9th day of July 1906

*V. L. Hersh*  
Notary Public

Affidavit of Attending Physician or Mid-wife.

UNITED STATES OF AMERICA, Indian Territory,  
Western District

I, Polly Nivens, a Mid-Wife, on oath state that I attended  
on Sallie Nivens, wife of July Nivens  
on the 26 day of Oct. 1903; that there was born to her on said date a male  
child; that said child was living March 4, 1906, and is said to have been named Berry Nivens

*Polly Nivens*

WITNESS TO MARK:

(Must be Two  
Witness)

*A. Hunt*  
*Sallie Mae Johnson*

Subscribed and sworn to before me this 9th day of July 1906

*V. L. Hersh*  
Notary Public

CHEROKEE FREEDMAN

511

118

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906.

*Becky Nivers*

As a citizen of

*Cherokee* Nation.

Approved..... 190...

Commissioner.

FILED

AUG 10 1906

COMMISSIONER

RECEIVED

JUL 24 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee..... Nation,  
of Becky Nivens....., born on the 23 day of June..... 1905.  
[Here insert name of child]  
Name of Father: July Nivens..... a citizen of the... Cherokee..... Nation.  
Name of Mother: Sallie Nivens..... a citizen of the... Cherokee..... Nation.  
Tribal enrollment of father... Freedmen..... Tribal enrollment of mother... not enrolled.....  
Postoffice Ft. Gibson, I. T......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
    Western..... District. }

I, Sallie Nivens....., on oath state that I am 30.....  
years of age and a citizen by marriage..... of the... Cherokee..... Nation;  
that I am the lawful wife of July Nivens....., who is a citizen, by  
blood..... of the... Cherokee..... Nation; that a female..... child was  
[Male or Female]  
born to me on 23 day of June..... 1905; that said child has been named  
..... Becky Nivens..... and was living March 4, 1906.

Sallie Nivens.....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this 9<sup>th</sup> day of July..... 1906.

W. L. Hurst  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
    Western..... District. }

I, Polly Nivens....., a..... Mid-Wife....., on oath state that I  
attended on Sallie Nivens....., wife of..... July Nivens.....  
on the 23 day of June..... 1905; that there was born to her on said date a..... female.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Becky Nivens.....

Polly Nivens.....

WITNESSES TO MARK:

[Must be Two  
Witnesses] {

Subscribed and sworn to before me this 9<sup>th</sup> day of July..... 1906.

W. L. Hurst  
Notary Public.

MIC

APC

1941

1941

1941

Department of the Interior.  
Commission to the Five Civilized Tribes.  
Ft. Gibson, I. T., April 4, 1901.

In the matter of the application of July Nivens for the enrollment of himself and four children as Cherokee Freedmen; he being sworn and examined by Commissioner T. B. Needles, testified as follows:

- Q What is your name? A July Nivens.  
Q How old are you? A 25.  
Q What is your postoffice address? A Fort Gibson.  
Q What district do you live in? A Illinois.  
Q Do you apply to be enrolled as a Cherokee Freedman? A Yes sir.  
Q Have you ever applied to be enrolled as a freedman of any other tribe? A No sir.  
Q Whom do you desire to enroll? A Myself and four children.  
Q What are the names of your children? A Lila.  
Q How old is Lila? A She's four years old.  
Q The next child? A Jessie.  
Q How old is Jessie? A Three years old.  
Q Next child? A Hanson.  
Q How old is Hanson? A Two years old.  
Q Next one? A Webb.  
Q How old is Webb? A One month old.  
Q Are you married? A Yes sir.  
Q What is your wife's name? A Sallie.  
Q Is she a freedman? A A claimant.  
Q What was her name before you married her? A Sallie Mayfield.  
Q How old is she? A She's 24 years old.  
Q What was your father's name? A Isaac Nivens.  
Q He living? A Yes sir.  
Q What is your mother's name? A Louisa.  
Q She living? A No sir.  
Q Where were you born? A Right in the territory.  
Q Always lived in the Cherokee Nation? A Yes sir.  
Q Never lived anywhere else? A No sir.  
Q Is your name on the Cherokee rolls? A Yes sir.  
Q Have you been recognized by the Cherokee authorities as a freedman? A Yes sir.  
Q These children alive and living with you? A Yes sir.  
Q Have you any certificate of marriage? A Yes No sir.  
Q Anybody here knows you were married? A Yes sir.

Manuel Vann, being sworn and examined by Commissioner T. B. Needles, testified as follows:

- Q What is your name? A Manuel Vann.  
Q How old are you? A 36.  
Q What is your postoffice address? A Fort Gibson.  
Q You know July Nivens? A Yes sir.  
Q You know his wife, Sallie? A Yes sir.  
Q You know whether they were married or not? A Yessir.  
Q How do you know where you there? A No sir, I wasn't there.  
Q What do you know about it? A I know they were married.  
Q How do you know? A I was out in the neighborhood when they were married.  
Q Have they been living together since that time as man and wife? A Yes sir.  
Q Generally recognized in the community as man and wife? A Yes sir.  
Q You know who married them? A Butler Vann; he's dead now.

The 1880 authenticated roll of the Freedmen of the Cherokee Nation examined and the name of the applicant is found on page 561, No. 1315, Julia Nevens, Illinois District.



The 1896 census roll of the Freedmen of the Cherokee Nation examined and the name of the applicant is found on page 957, No. 409, July Nivens, Illinois District.

- Q Have you any proof of birth of these children? A No sir.  
Q These children all alive and living with you? A Yes sir.

The name of July Nivens appears upon the authenticated roll of 1880 as Julia Nevens, but he is fully identified as the applicant. His name is upon the census roll of 1896 as July Nivens. He avers he was married to one Sallie Mayfield, a non citizen, or rather a claimant to citizenship, and he makes satisfactory proof of his marriage. The result of said marriage he avers he has four children, Lila, Jessie, Hanson and Webb; they are all duly identified according to page and number of the roll as indicated in the testimony and make satisfactory proof as to residence, consequently July Nivens and children as enumerated herein will be listed for enrollment as Cherokee Freedmen. In order now to complete the enrollment of his said children, it will be necessary for him to file satisfactory proof and affidavits as to their births.

The undersigned, being duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he reported in full the testimony and proceedings in the above case, and that the foregoing is a full, true and correct transcript of his stenographic notes thereof.

Subscribed and sworn to before me this 4th day of April, 1901.

  
Commissioner.

CHL.  
FEB.

Cherokee F.N.B. 511.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
-----

In the matter of the applications for the enrollment of  
Berry Nivens and Becky Nivens as Cherokee freedmen.

DECISION.

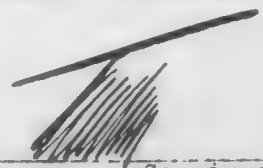
THE RECORDS OF THIS OFFICE SHOW: That on July 24, 1906, applications were received at this office for the enrollment, as minor freedman citizens of the Cherokee Nation, of Berry and Becky Nivens, under the provisions of Section Two of the Act of Congress approved April 26, 1906 (34 Stat., 137). A copy of certain proceedings had at Fort Gibson, April 4, 1901, in the matter of the application for the enrollment of July Nivens et al., as Cherokee freedmen, is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Berry and Becky Nivens, are the minor children of July Nivens, a regularly enrolled Cherokee freedman, and Sallie Nivens, a non-citizen of the Cherokee Nation; that the said July Nivens and Sallie Nivens have been married for a number of years; and that the said Berry and Becky Nivens were born to their said parents in lawful wedlock October 26, 1903 and June 23, 1905 respectively, and were living March 4, 1906.

Section Two of the Act of Congress approved April 26, 1906 (34 Stat., 137), in part provides:

That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section, illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled.

IT IS, THEREFORE, ORDERED AND ADJUDGED: That, under the provisions of Section Two of the Act of Congress above noted, Berry Nivens and Becky Nivens are entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly granted.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 26 1907.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

CHIEF CLERK,

CHEROKEE LAND OFFICE.

DEAR SIR:

The records of this office show

*Benjamin*

listed on Cherokee card No.

*JNB 511*

to be prima facie entitled to enrollment as *Indian* citizen of the Cherokee Nation for the following reason,

viz:

*Name is on Schedule of Charles Benjamin  
forwarded to Secy of Interior for approval*

Respectfully,

Dated

*March 14, 1907*

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

CHIEF CLERK,

CHEROKEE LAND OFFICE.

DEAR SIR:

The records of this office show

*Berry Nixine*

listed on Cherokee card No.

*JN B 511*

to be prima facie entitled to enrollment as *Indian citizen* of the Cherokee Nation for the following reason,

viz:

*None is on a list of 4 Cherokee Indians forwarded  
Sup of Int. for approval*

Respectfully,

Commissioner.

Dated

*March 14 1907*

Muskogee, Indian Territory, July 26, 1906.

July Nivens,

Fort Gibson, Indian Territory.

Dear Sir:

This office is in receipt on July 24, 1906, of applications for the enrollment as citizens of the Cherokee Nation of Berry Nivens, born October 26, 1903, and Becky Nivens, born June 23, 1905.

Respectfully,

Commissioner.

MMP

Cherokee F.  
N. B. 521

Muskogee, Indian Territory, August 27, 1906.

July Nivens,

Fort Gibson, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Becky Nivens, as a Cherokee freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

---

Acting Commissioner.

LMC

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

23,000 OFFICES IN AMERICA.

CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

|                |            |                       |
|----------------|------------|-----------------------|
| Receiver's No. | Time Filed | Check                 |
|                |            | Cherokee F. N. B. 811 |

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

July Nivens (Colored)  
Port Gibson, Indian Territory.

Appear before Commissioner immediately and testify in case  
of your child.

O B G N PAID

BIXBY  
COMMISSIONER

**READ THE NOTICE AND AGREEMENT ON BACK.**

## **ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS**

To guard against mistakes or delays, the sender of a message should order it REPEATED; that is telegraphed back to the originating office for comparison. For this, one-half the regular rate is charged in addition. It is agreed between the sender of the following message and this Company, that said Company shall not be liable for mistakes or delays in the transmission or delivery, or for non-delivery of any UNREPEATED message, beyond the amount received for sending the same; nor for mistakes or delays in the transmission or delivery, or for non-delivery of any REPEATED message, beyond fifty times the sum received for sending the same, unless specially insured, nor in any case for delays arising from unavoidable interruption in the working of its lines, or for errors in cipher or obscure messages. And this Company is hereby made the agent of the sender, without liability, to forward any message over the lines of any other Company when necessary to reach its destination.

Correctness in the transmission of a message to any point on the lines of this Company can be INSURED by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charge for repeated messages, viz, one per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance. No employee of the Company is authorized to vary the foregoing.

No responsibility regarding messages attaches to this Company until the same are presented and accepted at one of its transmitting offices; and if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the agent of the sender.

Messages will be delivered free within the established free delivery limits of the terminal office. For delivery at a greater distance, a special charge will be made to cover the cost of such delivery.

The Company will not be liable for damages or statutory penalties in any case where the claim is not presented in writing within sixty days after the message is filed with the Company for transmission.

**ROBERT C. CLOWRY, President and General Manager**



CCherokee Freedmen  
N B 511

McKongee, Indian Territory, February 15, 1907

SPECIAL

July Nivens,

Fort Gibson, Indian Territory.

Dear Sir:

There has been sent you this day by the Commissioner,  
the following telegram:

"Appear before Commissioner immediately and  
testify in case of your child."

The Act of Congress approved April 26, 1906,  
provides that the Secretary of the Interior shall have no  
jurisdiction to approve the enrollment of any person as a  
citizen of the Cherokee Nation after March 4, 1907.  
This matter therefore demands immediate attention.

Respectfully,

L M B

Commissioner

Cherokee F.  
N. B. 511.

COPY

Muskogee, Indian Territory, February 26, 1907.

July Nivens,

Fort Gibson, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 26, 1907, granting the application for the enrollment of your children, Berry and Becky Nivens, as Cherokee freedmen.

You will be advised when the names of your said children have been placed upon a schedule of citizens of the Cherokee Nation and approved by the Secretary of the Interior.

Respectfully,

SIGNED *Thomas G. Ledy*  
Commissioner.

Encl.C-106  
LMC

Cherokee P.  
N. B. 511.

COPY

Muskogee, Indian Territory, February 26, 1907.

W. W. Hastings,

Attorney for Cherokee Nation.

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision  
of the Commissioner to the Five Civilized Tribes, dated  
February 26, 1907, granting the application for the enroll-  
ment of Berry and Becky Nivens, as Cherokee freedmen.

Respectfully,

*Wm. J. C. C. C.*

Commissioner.

Encl. C-109  
LMC

Cherokee F. N. B. 511.

Muskogee, Indian Territory, February 26, 1907

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Dear Sir:

Receipt is acknowledged of the testimony and of  
your decision enrolling Berry and Becky Nivens, as Cherokee  
freedmen. Time for protesting said decision is waived,  
and I consent that said person may be placed upon the  
schedule immediately.

Respectfully,

*W. W. Hastings*

Attorney for Cherokee Nation.

Cher Fr M 512

Cher Fr M 512

*Cherokee*  
*J. M. Sir*  
199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

..... Alberta Snaders .....

as a citizen of

..... Cherokee ..... Nation.

Approved..... 190...

.....  
Commissioner.

Filed

Aug. 10, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Alberta Sanders....., born on the .....2nd day of .....June.....  
[Here insert name of child]  
Name of Father:.....John Sanders.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Lula Sanders.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Cherokee freedman<sup>4003</sup> tribal enrollment of mother.....intermarried  
Postoffice.....Miles, I.T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
...Northern.....District.

I, .....Lula Sanders....., on oath state that I am.....40.....  
not  
years of age and a citizen by...blood....., of the.....Cherokee.....Nation;  
that I am the lawful wife of.....John Sanders....., who is a citizen, by  
...Cherokee freedman.....Cherokee.....Nation; that a.....female.....child was  
[Male or Female]  
born to me on.....2nd.....day of.....June.....1903.....; that said child has been named  
...Alberta Sanders/.....and was living March 4, 1906.

.....Lula Sanders.....

WITNESSES TO MARK:

[Must be Two Witnesses] { .....

Subscribed and sworn to before me this.....23.....day of.....July.....1906.

Com Expires Sept. 15, 1907.

.....Jasper S. Martin.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
...Northern.....District.

I, .....Lalinda Johnson.....Mid-wife....., on oath state that I  
attended on .....Lula Sanders....., wife of.....John Sanders.....  
on the.....2nd.....day of.....June.....1903.....; that there was born to her on said date a.....female.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....  
...Alberta Sanders.....

WITNESSES TO MARK:

[Must be Two Witnesses] { .....J. S. Martin.....  
.....M. Daniel.....

Subscribed and sworn to before me this.....23.....day of.....July.....1906.

Comm Exp. Sept. 15, 1907.

.....Jasper S. Martin.....

Notary Public.

*Cherokee*  
*F. M. B., 512*

199

**IN RE**  
**Application for Enrollment of**  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

.....Willie H. Sanders.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Filed Aug. 10, 1906. . .



**DEPARTMENT OF THE INTERIOR,**  
**COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee..... Nation,  
 of ..... Willie H. Sanders....., born on the 19..... day of Jan..... 1906.....  
(Here insert name of child)  
 Name of Father:..... John Sanders..... a citizen of the..... Cherokee..... Nation.  
 Name of Mother:..... Lula Sanders..... a citizen of the intermarried..... Nation.  
 Tribal enrollment of father: Cherokee freedman 4003 Tribal enrollment of mother intermarried.....  
 Postoffice..... Miles, I.T.....

**AFFIDAVIT OF MOTHER.**

UNITED STATES OF AMERICA, Indian Territory, }

..... Northern..... District. }

I, ..... Lula Sanders....., on oath state that I am..... 40.....  
 not..... blood.....  
 years of age and a citizen by....., of the..... Cherokee..... Nation;  
 that I am the lawful wife of..... John Sanders....., who is a citizen, by  
 freedmen  
 Cherokee....., of the..... Cherokee..... Nation; that a ..... male child was  
(Male or Female)  
 born to me on..... 19..... day of..... Jan..... 1906.....; that said child has been named  
 ..... Willie H. Sanders..... and was living March 4, 1906.

..... Lula Sanders.....

**WITNESSES TO MARK:**

[Must be Two Witnesses] { .....

Subscribed and sworn to before me this..... 23..... day of..... July..... 1906.

..... Jasper Martin.....

Notary Public.

**AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.**

UNITED STATES OF AMERICA, Indian Territory, }

..... Northern..... District. }

I, ..... John Sanders....., a Mid-wife....., on oath state that I  
 attended on ..... Lula Sanders....., wife of..... John Sanders.....  
 on the..... 19..... day of..... Jan..... 1906.....; that there was born to her on said date a..... male  
(Male or Female)  
 child; that said child was living March 4, 1906, and is said to have been named.....  
 ..... Willie H. Sanders.....

..... John Sanders.....

**WITNESSES TO MARK:**

[Must be Two Witnesses] { .....

Subscribed and sworn to before me this..... 23..... day of..... July..... 1906.

Com Ex. Sept. 15-1907.

..... Jasper S. Martin.....

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the applications for the enrollment of  
ALBERTA and WILLIE H. SANDERS as Cherokee freedmen.

D E C I S I O N.

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Alberta and Willie H. Sanders, under the provisions of Section Two, of the Act of Congress approved April 26, 1906 (34 Stats., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Alberta and Willie H. Sanders, are the minor children of John Sanders, a regularly enrolled Cherokee freedman, and Lula Sanders, a non-citizen of the Cherokee Nation; that the said Alberta and Willie H. Sanders were born June 2, 1903, and January 19, 1906, respectively, and were living March 4, 1906; that although this office has at different times requested, and made special effort to secure, sufficient proof of the marriage of said John Sanders and Lula Sanders, and the legitimacy of the said children, Alberta and Willie H. Sanders, said evidence has not been furnished, and this office has not been able to procure the same. On May 11, 1906, the said John Sanders testified that he had never been married.

Section Two of the Act of Congress approved April 26, 1906 (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section Two, of the Act of Congress above noted, said Alberta Sanders and Willie H. Sanders are not entitled to enrollment as Cherokee freedmen, and their applications for enrollment as such are accordingly denied.



Commissioner.

Dated at Muskogee, Indian Territory,

this \_\_\_\_\_.

Muskogee, Indian Territory, July 27, 1906.

Lulu Sanders,

Miles. Indian Territory.

Dear Madam:

This office is in receipt on July 23, 1906, of a applications for the enrollment as citizens of the Cherokee Nation, of Willie H. Sanders, born January 19, 1906, and Alberta Sanders, born June 2, 1903.

Respectfully,

H.J.C.

Commissioner.

Cherokee Freedmen  
H.P. 512

Muskogee, Indian Territory, August 20, 1906.

John Sanders,  
Miles, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your children, Willie H. and Alberta Sanders, as Cherokee freedmen, you are advised that from the information contained in the affidavits as to said children's birth this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

J.Y. Jr.

DEPARTMENT OF THE INTERIOR, LLB  
WASHINGTON.

D.C.6297-1907  
I.T.D.2904-1905.  
8463- "  
LRS.

January 29, 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

In your report dated December 27, 1906, you returned the record in the Cherokee freedman case of Luella Snaden et al. With said record was a motion for review filed in the case of Lula Sanders et al., which you return for the further action of the Department.

The records of the Department show that one Lula Sanders is an applicant in the enrollment case of William Davis et al., applicants for enrollment by reason of their intermarriage with Cherokee freedmen.

Said motion is without merit and is hereby denied.

Respectfully,

(Signed) Thos. Ryan,

Through the Commissioner  
of Indian Affairs.

First Assistant Secretary.

Cherokee freedmen  
N.B. 512

Muskogee, Indian Territory, January 29, 1907.

SPECIAL

John Sanders,

Miles, Indian Territory.

Dear Sir:

You are hereby notified that in order to complete the enrollment of your minor child as a citizen of the Cherokee Nation it will be necessary that you forward to this Office at Once, either the original or a certified copy of your marriage license and certificate showing your marriage to the mother of said child. If you are unable to produce documentary evidence of your marriage, you should appear before the Commissioner at Muskogee, Indian Territory, and introduce the testimony of at least two reliable witnesses who have actual knowledge of said marriage.

The Act of Congress approved April 26, 1906, provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter therefore demands your immediate attention.

Respectfully,

L M B

Commissioner.

Cherokee P.N.B.  
512.

Muskogee, Indian Territory, February 15, 1907.

John Sanders,

Wiles, Indian Territory.

Dear Sir:

In the matter of the application for the enrollment of your children, Alberta and Willie H. Sanders, as Cherokee freedmen, you are advised that before these children can be enrolled as Cherokee freedmen it will be necessary that you furnish either the original or a certified copy of the marriage certificate of yourself and said children's mother, or the testimony of two disinterested witnesses who have actual personal knowledge of your marriage.

The Act of Congress approved April 26, 1906 provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter, therefore, demands your immediate attention.

Respectfully,

Commissioner.

Cherokee F.  
N. B. 512.

Muskogee, Indian Territory, February 25, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of Alberta and Willie H. Sanders, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.C-65  
LMV



907.

Muskogee, Indian Territory, February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the act of Congress approved April 26, 1906, (34 Stat., 137), of Alberta and Willie H. Sanders, as Cherokee freedmen, together with the decision of the Commissioner, dated February 25, 1907, denying said application.

Respectfully,

Commissioner.

Encl.C-66  
LMC

Through the Commissioner  
of Indian Affairs.

COPY

Cherokee F.  
N. B. 512.

Muskogee, Indian Territory, February 25, 1907.

John Sanders,  
Miles, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your children, Alberta and Willie H. Sanders, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

SIGNED *Tams Bixby.*  
Commissioner.

Encl. C-63  
LMC

Register.

copy.

Land  
20903-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,

WASHINGTON. , March 1, 1907.

The Honorable,

The secretary of the Interior.

sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Alberta and Willie H. Sanders as Cherokee freedmen, together with the decision of Commissioner Bixby dated February 25, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

very respectfully,

C. F. LARRABEE

Acting Commissioner.

KEM.Ph.

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**INCORPORATED**  
**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

| Receiver's No. | Time Filed | Check |
|----------------|------------|-------|
|                |            |       |

**SEND** the following message subject to the terms } Muskogee, I. T. March 2, 1907.  
on back hereof, which are hereby agreed to.

Secretary of the Interior,  
Washington, D. C.

Referring to my decision February twenty-five, in Cherokee new born case of Alberta and Willie R. Sanders, statement in said decision that applicants are children of father who is regularly enrolled freedman of Cherokee Nation has been found to be erroneous. Both parents of applicants have been identified as noncitizens who at one time had applications pending before this office.

PAID

BIXBY,  
Commissioner.

O. B. G. R.

**READ THE NOTICE AND AGREEMENT ON BACK.**

## **ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS**

To guard against mistakes or delays, the sender of a message should order it **REPEATED**; the telegraphed back to the originating office for comparison. For this, one-half the regular rate is charge in addition. It is agreed between the sender of the following message and this Company, that the Company shall not be liable for mistakes or delays in the transmission or delivery, or for non-delivery of any **UNREPEATED** message, beyond the amount received for sending the same; nor for mistakes or delays in the transmission or delivery, or for non-delivery of any **REPEATED** message, beyond fifty times the amount received for sending the same, unless specially insured, nor in any case for delays arising from unusual weather, interruption in the working of its lines, or for errors in cipher or obscure messages. And this Company hereby made the agent of the sender, without liability, to forward any message over the lines of any other Company when necessary to reach its destination.

Correctness in the transmission of a message to any point on the lines of this Company can be insured, by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charge for repeated messages, viz, one per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance. No employee of the Company is authorized to vary the foregoing.

No responsibility regarding messages attaches to this Company until the same are presented and accepted at one of its transmitting offices; and if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the agent of the sender.

Messages will be delivered free within the established free delivery limits of the terminal office. If delivery at a greater distance, a special charge will be made to cover the cost of such delivery.

The Company will not be liable for damages or statutory penalties in any case where the message is not presented in writing within sixty days after the message is filed with the Company for transmission.

**ROBERT C. CLOWRY, President and General Manager**

**THE WESTERN UNION TELEGRAPH COMPANY.**

**CLASS OFFICE IN AMERICA.**

**TELEPHONE TO ALL THE WORLD.**



**RECEIVED**

**NOV 12 3 PM.**

**AT NEW**

**YORK**

**Tele. Operator**

**Manager, N.Y.**

**John Sanders sent you an affidavit in regard of Savings on  
the 12th day of July 1907**

**A. J. Sanders, Secretary Republic.**

**NOTES TRANSMITTED BY TELEGRAPH.**

**CLASS OFFICE.**

ATTENTION

THESE DOCUMENTS SONT  
A LA DISPOSITION DE  
TOUT LE MONDE

LES DOCUMENTS  
SONT  
A LA DISPOSITION  
DE  
TOUT LE MONDE

LES DOCUMENTS  
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A LA DISPOSITION  
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LES DOCUMENTS  
SONT  
A LA DISPOSITION  
DE  
TOUT LE MONDE

COPY

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

J.P.

D.C. 13235-1907.

WR.

I.T.D. 7990-1907.

L.A.S.

March 4, 1907.

MINIST.

Commissioner to the Five Civilized Tribes,  
Fechuca, Indian Territory.

Sir:

The Department is in receipt of your telegram of the 3rd instant, from which it appears that you do not consider Alberta and Willie H. Sanders entitled to enrollment as Cherokee new-born citizens, as their parents are identified as non-citizens who at one time had applications pending before your office.

Due to the confusion caused by the delay in submitting cases to the Department, it is unable to identify the case. If, however, these children have been enrolled, their names are stricken from the roll as of this date. You are authorized to strike their names from the roll accordingly, their applications for enrollment being denied.

Your telegram has been sent to the Indian Office with a copy hereof, which will be sufficient authority for it to strike the names of such persons from the partial roll in its possession.

Respectfully

Jesse B. Wilson.

Acting Secretary.

1 ind. and cop, hereof  
to Ind. Of.

A.P.M.  
3-4-07.





|                                           |                    |
|-------------------------------------------|--------------------|
| Moses Carter (freedman),                  | February 1, 1907.  |
| Harshel L. Hyde (by blood),               | February 21, 1907. |
| John W. Goss (intermarriage),             | February 21, 1907. |
| William S. Hutchins (intermarriage),      | February 25, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William C. Smith (by blood),              | February 21, 1907. |
| Roy Drum (by blood),                      | February 27, 1907. |
| Leneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields (intermarriage),        | February 23, 1907. |
| Nathaniel Wickliff (freedman),            | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mellie Hurst (intermarriage),             | February 23, 1907. |
| Mollie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Patima Keys (intermarriage),              | February 23, 1907. |
| Levi P. Isbell (intermarriage),           | February 20, 1907. |
| Annie C. Butler (intermarriage),          | February 23, 1907. |
| James R. Bivin (intermarriage),           | February 14, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Willie Joanna Lowe, et al. (freedman),    | February 23, 1907. |
| William T. Teague (by blood),             | February 20, 1907. |
| Theodore Jones (freedman),                | February 25, 1907. |
| Viola M. Finwick (freedman),              | February 25, 1907. |
| Wiley Polston, et al., (freedmen),        | February 23, 1907. |
| Pansy Grinnett (freedman),                | February 21, 1907. |
| Alice Harman (intermarriage),             | February 23, 1907. |
| Betty McLaughlin (by blood),              | January 17, 1907.  |
| Loran Alfred Lovett (by blood),           | February 15, 1907. |
| Maudie Skaggs (by blood),                 | February 15, 1907. |
| Robert Walker (freedman),                 | February 14, 1907. |
| Edward B. Prayser (intermarriage),        | February 16, 1907. |
| Daniel Sitaler, et al., (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),             | February 16, 1907. |
| Felix F. Witt (intermarriage),            | February 19, 1907. |
| Preston G. Browning (intermarriage),      | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),     | February 25, 1907. |
| Alberta Sanders, et al., (freedmen),      | February 25, 1907. |
| Samuel Sanders (freedman),                | February 21, 1907. |
| Peggie Bearpaw (by blood),                | February 25, 1907. |
| Lawrence Graves (freedman),               | February 25, 1907. |
| James Beck (freedman),                    | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),     | February 23, 1907. |
| Charles W. Trent (intermarriage),         | February 25, 1907. |
| John Greece (by blood),                   | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),        | February 25, 1907. |
| David Monroe Moses (freedman),            | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),         | February 25, 1907. |

|                                         |                    |
|-----------------------------------------|--------------------|
| Roseburn Wright (freedman),             | February 14, 1907. |
| Lenard King, et al. (by blood),         | February 14, 1907. |
| Roberta Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Amsey, et al. (by blood),         | February 25, 1907. |
| Carnlyer Vestel (freedman),             | February 25, 1907. |
| Lizzie H. Langley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Myrtle Adams (freedman),                | February 25, 1907. |
| Annie Soreechowl (as citizens), et al.  | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al., (freedmen),     | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedmen),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Mabel Barritt (by blood),         | February 1, 1907.  |
| Kliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Mayes Vann (freedman),              | February 18, 1907. |
| Willie Lee Hanks, et al. (freedman),    | February 18, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Bane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Doc Herron England (by blood),          | February 21, 1907. |
| Mildred Teague (by blood),              | February 18, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Colbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Eliza J. Huston (intermarriage),        | February 25, 1907. |
| Ottorein Allen (freedman),              | February 18, 1907. |
| Viola Martin (freedman),                | February 18, 1907. |
| Archie Taylor (freedman),               | February 18, 1907. |
| Joseph N. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.

(Signed) E. A. Hitchcock,

Secretary.

WCF 3/4/07

Cherokee F.  
H.B. 512

COPY

Muskogee, Indian Territory, March 20, 1907.

John Sanders,

Miles, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your children, Alberta and Willie H. Sanders, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. H-56  
JMH

SIGNED *Tams B. B.*  
Commissioner.

Cherokee F.  
H.B. 512

COPY

Muskogee, Indian Territory, March 20, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of Alberta and Willie H. Sanders, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Dixby*.

Commissioner.

Encl. H-57  
JMH

Cherokee freed-  
man N. B. 512

Muskogee, Indian Territory, March 30, 1907.

John Sanders,  
Wiles, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes dated February 25, 1907, rejecting the application for the enrollment of your children, Alberta and Willie H. Sanders, as Cherokee freedmen, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. P-4-43  
NMP

Acting Commissioner.

Cherokee F.N.B.  
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl.P-4-60

WCF

*D. Redman*  
Acting Commissioner.

Cherokee F  
N. B. 512.

Muskogee, Indian Territory, April 6, 1907.

John Sanders,

Miles, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your children, Alberta and Willie H. Sanders, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Acting Commissioner.

Encl.C-79  
LMC





Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOCÉE, IND. TER.



John Sanders,

Miles,

Indian Territory.

Chen Fr M 513

Chen Fr M 513

*Joe*  
CHEROKEE FREEDMAN

199

IN RE  
Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 26, 1906

M *Roosevelt Brown*

as a citizen of

*Cherokee* Nation

Approved *FEB 1907* 190

*[Signature]*  
Commissioner.

FILED

AUG 10 1906

*[Signature]*  
COMMISSIONER

RECEIVED

JUL 25 1906

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Rosevelt Brown, born on the 7 day of September 1905  
[Here insert name of child]  
Name of Father: James Brown a citizen of the Cherokee Nation.  
Name of Mother: Julia Brown a citizen of the Cherokee Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman  
Postoffice: Boagga  
836

## AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Julia Brown, on oath state that I am 30  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of James Brown, who is a citizen, by  
adoption, of the Cherokee Nation; that a male child was  
born to me on 7 day of September, 1905; that said child has been named  
Rosevelt Brown, and was living March 4, 1906.

Julia Brown

WITNESSES TO MARK:

[Must be two  
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

Luther W. Appling

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Gracie Coakland, a mid-wife, on oath state that I  
attended on Julia Brown, wife of James Brown,  
on the 7 day of September, 1905; that there was born to her on said date a male  
child; that said child was living March 4, 1906, and is said to have been named  
Rosevelt Brown.

WITNESSES TO MARK:

[Must be two  
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

John Calvert  
George W. Coakland

Luther W. Appling

Notary Public.

*Pic*  
CHEROKEE FREEDMAN

199

513

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 26, 1906

M *Sally Ann Brown*

as a citizen of

*Cherokee*

Nation

Approved *FEB 2 1907* 190

*[Signature]*  
Commissioner.

FILED

AUG 10 1906

*[Signature]*  
Commissioner.

RECEIVED

JUL 25 1906

80

114

471

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Lucy Ann Brown, born on the 2 day of February, 1905  
(Here insert name of child)  
Name of Father: James Brown a citizen of the Cherokee Nation.  
Name of Mother: Julia Brown a citizen of the Cherokee Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman  
836 Postoffice Boaggs I. T.

AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Julia Brown, on oath state that I am 30  
years of age and a citizen by Adoption of the Cherokee Nation;  
that I am the lawful wife of James Brown, who is a citizen, by  
Adoption of the Cherokee Nation; that a Female child was  
(Male or Female)  
born to me on 2 day of February, 1905; that said child has been named  
Lucy Ann Brown, and was living March 4, 1906.

Julia Brown

WITNESSES TO MARK:

[Must be two Witnesses] {

Subscribed and sworn to before me this 24 day of July, 1906.

Luther Hapkins  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Adeline Rogers, a midwife, on oath state that I  
attended on Julia Brown, wife of James Brown  
on the 2 day of February, 1905; that there was born to her on said date a Female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named

Lucy Ann Brown

Adeline Rogers

WITNESSES TO MARK:

[Must be two Witnesses] {

Subscribed and sworn to before me this 24 day of July, 1906.

Luther Hapkins  
Notary Public.

CHEROKEE FREEDMAN

513

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 22, 1902.

Lewis Brown.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190.....

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES..

FILED AUG 10 1906

Tams Bixby,  
Commissioner

RECEIVED JUL 25 1906



## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 23, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Lewis Brown, born on the 7 day of June, 1906.  
(Here insert name of child)  
 Name of Father: James Brown a citizen of the Cherokee Nation.  
 Name of Mother: Julie Ann Brown a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Freedman Tribal enrollment of mother: Freedman  
 Postoffice: Braggs, I. T.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Western District. }

I, Julie Ann Brown, on oath state that I am 30  
 years of age and a citizen by adoption of the Cherokee Nation;  
 that I am the lawful wife of James Brown, who is a citizen, by  
 adoption of the Cherokee Nation; that a male child was  
(Male or Female)  
 born to me on 7 day of June, 1906; that said child has been named  
Lewis Brown, and was living March 4, 1906.

(Signed) Juliann Brown

SEAL

WITNESSES TO MARK:

[Must be Two  
Witnesses]Subscribed and sworn to before me ~~on~~ this 24 day of July, 1906.(Signed) Luther Hopkins

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Western District. }

I, Gracie Crossland, a midwife, on oath state that I  
 attended on Julie Ann Brown, wife of James Brown,  
 on the 7 day of June, 1906; that there was born to her on said date a male  
(Male or Female)  
 child; that said child was living March 4, 1906, and is said to have been named  
Lewis Brown.

WITNESSES TO MARK:

[Must be Two  
Witnesses](Signed) J.M. Calvert(Signed) George MeekerSubscribed and sworn to before me this 24 day of July, 1906.

SEAL

(Signed) Luther Hopkins

Notary Public.

COPY

Cherokee Freedman N. B. 513

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment  
of Lewis Brown as a Cherokee Freedman.

-:-

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was made for the enrollment, under the provisions of the Act of Congress approved April 26, 1906 ( 34 Stat., 137), of Lewis Brown, as a freedman citizen of the Cherokee Nation.

The records further show that said applicant, Lewis Brown, is a child of Julia Brown, a duly enrolled Cherokee freedman, and James Brown, a non-citizen of the Cherokee Nation, and was born June 7, 1906.

The Act of Congress approved April 26, 1906 ( 34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, . . . ."

I am, therefore, of the opinion that under the provisions of the Act of Congress above quoted, I am without authority to receive or consider an application for the enrollment of Lewis Brown as a Cherokee Freedman, and I hereby decline to receive said application.

  
Commissioner

Dated at Muskogee, Indian Territory,

this OCT 17 1906

Muskogee, Indian Territory, August 1, 1906.

James Brown,

Braggs, Indian Territory.

Dear Sir:

This office is in receipt of July 25, 1906, of the applications for the enrollment as citizens of the Cherokee Nation of Roosevelt Brown, born September 7, 1903, Lewis Brown, born June 7, 1906, and Lucy ANN Brown, born February 2, 1905.

Respectfully,

H.J.C.

Commissioner.

(COPY)

The Honorable E. A. Hitchcock  
The Secretary of the Interior  
Washington City D.C.

Braggs Ind Ter.  
Aug 28rd 1906.

Dear Sir;

I have been told by a member of the department of the Commissioner to the Five Civilized Tribes at Muskogee I.T. that my child, made alive and living before March 4th, 1906, would be with held from your notice when applications for enrollment of late born Cherokee children would be submitted to you for approval. Our "Best in the World" government has long since past intelligently upon such matters and has invariably in every instance ruled that moving living human bodies before birth was not nothing but worthy of recognition. We have consulted The "Websters Unabridged Dictionary" as to the definition of the word "Born" and find that the words "Produce" and "Made Alive" describes the living child before birth.

I am glad to be able to submit for your reference your recognition of my application to enroll my said child. I am also glad to submit to you the entertainment of my application by the Commissioner to the Five Civilized Tribes. I think there are only four applications besides mine of the class above mentioned in all the Cherokee Nation, which were made before July 25th of this year. The five applicants are Laura Lowry Rosalia Arnaby Wammie James Julia Ann Brown and myself. All of these named persons (Applicants) are duly enrolled citizens of the Cherokee Nation.

Very respectfully

Mrs. Emily Wadden.

Cherokee F.  
N. B. 513.

Muskogee, Indian Territory, August 27, 1906.

Julia Brown,

Braggs, Indian Territory.

Dear Madam:

In connection with the applications for the enrollment of your children, Lucy Ann, Roosevelt and Lewis Brown, as Cherokee freedmen, you are advised that you have been identified upon the records of this office as a duly enrolled Cherokee freedman under the name of Julia Brown. Your name appears throughout the affidavits as to the birth of said children as Julie Ann Brown.

There are enclosed herewith three blank forms of birth affidavits, which you are requested to have properly executed and return to this office, your name to appear throughout the affidavits as Julia Brown. This matter should receive your immediate attention.

You are requested to return this letter with the affidavits.

Respectfully,

Incl.C-70  
LMC

Acting Commissioner.

Cherokee F.  
N. B. 513.

Muskogee, Indian Territory, October 17, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated October 17, 1906, refusing to receive or consider the application for the enrollment of Lewis Brown, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Incl.C-66  
LMC

Cherokee F.  
N. B. 513.

Muskogee, Indian Territory, October 17, 1906.

Julia Brown,

Braggs, Indian Territory.

Dear madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated October 17, 1906, refusing to receive or consider your application for the enrollment of your child, Lewis Brown, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Incl.C-65  
LMC

Muskogee, Indian Territory, October 17, 1906.

The Honorable,

The Secretary of the Interior,

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under Act of Congress approved April 26, 1906 (34 Stat., 137), of Lewis Brown, as a Cherokee freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated October 17, 1906, refusing to receive or consider said application.

Respectfully,

Commissioner.

Incl.C-67  
LMC

Through the Commissioner  
of Indian Affairs.



LAND  
92197-1906.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

C O P Y

February 19, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Lewis Brown as a Cherokee freedman, including the decision of the Commissioner to the Five Civilized Tribes, dated October 17, 1906, adverse to the applicant.

The record shows that on July 25, 1906 application was made for the enrollment of Lewis Brown as a freedman citizen of the Cherokee nation. The record further shows that Lewis Brown is the child of Julia Brown, a duly enrolled Cherokee freedman, and James Brown, a non-citizen, and that he was born June 7, 1906.

Inasmuch as the applicant, Lewis Brown, was not living on March 4, 1906, and by reason of the provisions of the Act of Congress approved April 26, 1906, (34 Stat.L., 137), the Office concurs in the decision of Commissioner Bixby denying the enrollment of this applicant as a Cherokee freedman.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-LC..

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

O.K.

L.R.S. I. T. D.

4306, 4332, 4334, 4368,  
4674, 4706, 4720, 4788,  
4792, 4800--1907.

February 27, 1907.

DIRECT.

Commissioner to the five civilized Tribes,

Muskogee, Indian Territory.

sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitteing your reports and recommending that the decisions by affirmed are inclosed:

| Title of Case.                         | date of your<br>Letter of Transmittal. |
|----------------------------------------|----------------------------------------|
| Lucile vann, (Freedman),               | January 9, 1907.                       |
| Lewis Brown (Freedman),                | October 17, 1906.                      |
| Manchie James,                         | October 17, 1906.                      |
| George E. Madden,                      | October 17, 1906.                      |
| Ada A. Waybourn,                       | February 2, 1907.                      |
| Lucy Chisholm (Katie vann) (Freedman), | November 23, 1906.                     |
| Ethal Mary House,                      | November 23, 1906.                     |
| Luella Blythe,                         | January 8, 1907.                       |
| Frances Collins et al.,                | January 7, 1907.                       |
| Alexander Alberty et al. (Freedmen),   | January 8, 1907.                       |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson.

Assistant Secretary.

10 inc. and 21  
inc. for ind. of.

Cherokee F  
513.

Muskogee, Indian Territory, March 6, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated October 17, 1906, rejecting the application for the enrollment of Lewis Brown, as a Cherokee freedman, was denied by the Secretary of the Interior, February 27, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Commissioner.

Encl.C-25  
LMC

Cherokee F.  
513.

Muskogee, Indian Territory, March 6, 1907.

James Brown,

Briggs, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated October 17, 1906, rejecting the application for the enrollment of your child, Lewis Brown, as a Cherokee freedman, was denied by the Secretary of the Interior, February 27, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Commissioner.

Encl.C-24  
LMC

Cher Fr M 514

Cher Fr M 514

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 20, 1906.

.....Russel Hill.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
AUG. 10, 1906.

Tams Bixby,  
Commissioner.

RECEIVED  
JUL. 25, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,  
of RUSSEL HILL born on the 4 day of AUGUST 1903.  
(Here insert name of child)  
Name of Father: JOHN HILL a citizen of the CHEROKEE Nation.  
Name of Mother: NETTIE HILL a citizen of the CHEROKEE Nation.  
(card)  
Tribal enrollment of father: FREEDMEN R. 441 Tribal enrollment of mother: FREEDMEN  
Postoffice: Oglesby, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
CHEROKEE District. }

I, NETTIE HILL, on oath state that I am 27 years of age and a citizen by Blood of the CHEROKEE Nation; that I am the lawful wife of JOHN HILL, who is a citizen, by BLOOD of the CHEROKEE Nation; that a MALE child was (Male or Female) born to me on 4 day of AUGUST 1903; that said child has been named RUSSEL HILL and was living March 4, 1906.

Nettie Hill

WITNESSES TO MARK:

[Must be Two Witnesses] {  
.....  
.....

Subscribed and sworn to before me this 24 day of JULY 1906.

(SEAL)  
COMM EXPIRES APRIL 13 1908.

Herbert B. Rodecker  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
CHEROKEE District. }

I, LIZZIE JONES, a MID-WIFE, on oath state that I attended on NETTIE HILL, wife of JOHN HILL on the 4 day of AUGUST 1903; that there was born to her on said date a MALE (Male or Female) child; that said child was living March 4, 1906, and is said to have been named RUSSEL HILL.

Lizzie Jones

WITNESSES TO MARK:

[Must be Two Witnesses] {  
.....  
.....

Subscribed and sworn to before me this 24 day of JULY 1906.

(SEAL)  
COMM EXPIRES APRIL 13 1908.

Herbert B. Rodecker  
Notary Public.

---

IN RE  
Application for Enrollment of  
**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

..... Herman Hill .....

as a citizen of

..... Cherokee ..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED  
TRIBES.

FILED  
AUG. 10, 1906.

Tams Bixby,  
Commissioner.

RECEIVED  
JUL. 25, 1906.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,  
of HERMAN HILL born on the 3 day of DECEMBER, 1905.  
(Here insert name of child)  
Name of Father: JOHN HILL a citizen of the CHEROKEE Nation.  
Name of Mother: NETTIE HILL a citizen of the CHEROKEE Nation.  
Tribal enrollment of father: FREEDMEN Tribal enrollment of mother: FREEDMEN  
Postoffice: OGLESBY I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
CHEROKEE District. }

I, NETTIE HILL, on oath state that I am 27  
years of age and a citizen by BLOOD of the CHEROKEE Nation;  
that I am the lawful wife of JOHN HILL, who is a citizen, by  
BLOOD of the CHEROKEE Nation; that a MALE child was  
[Male or Female]  
born to me on 3 day of DECEMBER, 1905; that said child has been named  
HERMAN HILL and was living March 4, 1906.

Nettie Hill

WITNESSES TO MARK:

[Must be Two Witnesses] {  
.....  
.....

Subscribed and sworn to before me this 24 day of JULY, 1906.

(SEAL)

COMM EXPIRES APRIL 13, 1908.

Herbert B. Rodacker  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
CHEROKEE District. }

I, LIZZIE JONES, a MID-WIFE, on oath state that I  
attended on NETTIE HILL, wife of JOHN HILL  
on the 3 day of DECEMBER, 1905; that there was born to her on said date a MALE  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named  
HERMAN HILL.

Lizzie Jones

WITNESSES TO MARK:

[Must be Two Witnesses] {  
.....  
.....

Subscribed and sworn to before me this 24 day of JULY, 1906.

(SEAL)

COMM EXPIRES APRIL 13 1908.

Herbert B. Rodacker  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

E.M.

In the matter of the application for the enrollment of William H. Hill et al., as Cherokee freedmen, consolidating the applications of

William H. Hill et al -----Cherokee freedmen D 937  
Hayes Hill et al -----Cherokee freedmen D 939  
James Hill -----Cherokee freedmen D 942.

D E C I S I O N.

The record herein shows that applications for enrollment as Cherokee freedmen were made to this Commission by William H. Hill for himself, and his brother John Hill; by Hayes Hill for himself and his minor child Ethel Hill; and by James Hill for himself. Proof of the birth of said Ethel Hill was filed with the Commission and is made a part of this record. A copy of the testimony taken at various times in the case of William H. Robinson et al., Cherokee Freedmen D 674 is made a part of the record herein.

The evidence shows that all the applicants herein were born since 1866 and are, except the said Ethel Hill, the children of Mary A. Robinson, now deceased, and one Milton Hill, now deceased, a non-citizen; that the said Ethel Hill is the daughter of said Hayes Hill and his wife Elsie Hill, a non-citizen, and that all the applicants claim right to enrollment as descendants of the said Mary A. Robinson.

The evidence further shows that the said Mary A. Robinson was a free colored person residing in the Cherokee Nation at the commencement of the rebellion; that she went to the State of Kansas during said war, but did not return to the Cherokee Nation within the time specified in the decree of the Court of Claims rendered on February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs the Cherokee nation et al., for the return of freedmen to said Nation.

The evidence further shows that said Mary A. Robinson together with her father, Mumford Robinson, and family resided continuously in the State of Kansas from the time they left the Cherokee Nation until sometime in the year 1869; that afterwards the said Mary A. Robinson resided in the State of Kansas in which State the said William H., John, Hayes and James Hill were born; that the said Mary A. Robinson died about eighteen or nineteen years ago in said State of Kansas; and that sometime after her death the said William H., John, Hayes and James Hill came to the Cherokee Nation. The said Ethel Hill was born in the Cherokee Nation, and all the applicants herein are now residents of said Nation. The names of none of the applicants herein can be found on the 1880 authenticated roll of the Cherokee Nation.

It is, therefore, the opinion of this Commission that the application of William H. Hill, John Hill, Hayes Hill, Ethel Hill and James Hill for enrollment as Cherokee freedmen, should be denied under the provisions of section twenty-one of the act of Congress approved June 28, 1898 (30 Stats., 495), and it is so ordered.

Commission To The Five Civilized Tribes.

(Signed) Tams Bixby  
Chairman.

(Signed) T. B. Needles.  
Commissioner.

(Signed) C. R. Breckinridge  
Commissioner.

(Signed) W. E. Stanley  
Commissioner.

Dated at Muskogee, I. T.

this Mar 5 1904.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
RUSSEL HILL and HERMAN HILL as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, applications were received at this office for the enrollment, as minor freedmen citizens of the Cherokee Nation, of Russel and Herman Hill, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Russel and Herman Hill, are the minor children of one John Hill, an alleged Cherokee freedman, and Nettie Hill, a non-citizen of the Cherokee Nation, and possess no rights to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on March 15, 1904, the application for the enrollment of said John Hill as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, and its action was, on July 1, 1904 (I.T.D. 5110-1904), approved by the Secretary of the Interior; that on September 7, 1905, a motion for review was filed with the Department in the case of said John Hill, and that on May 2, 1906, said motion was denied by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Russel Hill and  
Norman Hill are not entitled to enrollment as Cherokee freedmen,  
and their applications for enrollment as such are accordingly  
denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 18 1907

D.C.23316-1904  
I.T.D.5110-1904:  
L.R.S.

W.C.F.

J.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

FHE

July 1, 1904.

Commission to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Gentlemen:

March 16, 1904, you transmitted the record in the consolidated case involving the applications of William H. Hill, et al (F.D-937 et al), for enrollment as Cherokee freedmen, including your decision of March 5, 1904, rejecting said applications.

Reporting June 18, 1904, the Acting Commissioner of Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

(Signed) E. A. Hitchcock.

Secretary.

1 inclosure.

Refer in reply to the following:

LAND.  
19279-1904.

DEPARTMENT OF THE INTERIOR,  
Office Of Indian Affairs,  
Washington,

June 18, 1904.

(C O P Y )

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed herewith the report from the Commission to the Five Civilized Tribes, dated march 16, 1904, transmitting the record relative to the application of William H. Hill, et al, for enrollment as Cherokee freedmen. William H. Hill applied for the enrollment of himself and his brother, John Hill; Hayes Hill applied for the enrollment of himself and his child, Ethel Hill; James Hill applied for the enrollment of himself. Birth affidavit of Ethel Hill appears in the case.

William Hill, John and Hayes Hill, are children of Mary A. Robinson, deceased, and Milton Hill, also deceased. Milton Hill was a non-citizen. Ethel Hill is the daughter of Hayes Hill and Elsie Hill, his wife, a non-citizen. All of the applicants claim right to enrollment by reason of descent from Mary A. Robinson.

The testimony in the matter of the application of William H. Robinson, et al, for enrollment as Cherokee Freedmen,

is made a part of the record in this case, and it shows that Mary A. Robinson and her father, Mulford Robinson, were free colored persons residing in the Cherokee Nation at the commencement of the Rebellion; that during the war they left the Nation and did not return until 1869.

In view of the record, the approval of the Commission's decision of March 5, 1904, adverse to the applicants, is recommended.

Very respectfully,

A. C. Tonner.

Acting Commissioner.

GAW-H



D.C. 23316-1904  
I.T.D. 5110-1904.

V.C.F.  
J.P.

DEPARTMENT OF THE INTERIOR, WHE

WASHINGTON. July 1, 1904.

Commission to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Gentlemen:

March 16, 1904, you transmitted the record in the consolidated case involving the applications of William H. Hill, et al (F.D-937 et al), for enrollment as Cherokee freedmen, including your decision of March 5, 1904, rejecting said applications.

Reporting June 18, 1904, the Acting Commissioner of Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

Respectfully,

(Signed) H. A. Hitchcock.

1 inclosure.

Secretary.

Muskogee, Indian Territory, August 1, 1906.

Nettie Hill,

Oglesby, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the applications for the enrollment as citizens of the Cherokee Nation of Herman Hill, born December 3, 1905, Ruswel Hill, born August 4, 1903, and Ella Hill, born March 24, 1904.

Respectfully,

H.J.C.

Commissioner.

Cherokee Freed-  
man N. B. #514

Muskogee, Indian Territory, August 14, 1906.

John Hill,  
Oglesby, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your children, Russell and Herman Hill, as Cherokee freedmen, you are advised that from the information contained in the affidavits as to the birth of said children this office is unable to identify either you or your wife upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office, by return mail, under what names applications were made for your enrollment, your ages, the names of your parents and any members of your families with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

MMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.  
N. B. 514.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, August 15, 1906.

John Hill,

Oglesby, Indian Territory.

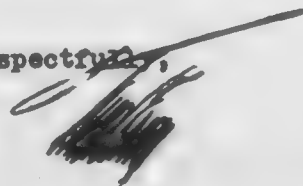
Dear Sir:

In connection with the applications for the enrollment of your children, Herman and Russel Hill, as Cherokee freedmen, you are advised that from the information contained in the affidavits as to the birth of said children, this office is unable to identify either you or your wife upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name applications were made for your enrollment, your ages, the names of your parents, and any members of your families with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

LMC

(COPY)

D. C. 37643

Oglesby I.T.

Sept 1st 1906.

Hon Daws commissioner

Muskogee, I.T

Dear Sir:

In reply to inclosed returned letter my application is made under the consolidated case of William H. Robinson my mothers name is Mary ann Robinson my age is about 24 years I made application with my Brothers Wm H. Hill James Hill and Hayes Hill

Hoping this may be sufficient

I remain

Yours truly

John Hill

5937  
D 939  
S 942

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.

N.B.514

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

Muskogee, Indian Territory, October 28, 1906.

John Hill,

Oglesby, Indian Territory.

Dear Sir:

In connection with the applications for the enrollment of your children, Russell and Herman Hill, as Cherokee freedmen, you are advised that this office is unable to identify your wife upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for her enrollment, her age, the names of her parents and any members of her family with whom she was enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

H.J.C.

Commissioner.

Cherokee F.N.B.

514

Mapagee, Indian Territory, February 18, 1907.

John Hill,

Oglesby, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of your children Russel and Herman Hill as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-70  
RA

Register.

**Cherokee F.N.B.**

**514**

**Muskogee, Indian Territory, February 18, 1907.**

**V. W. Hastings,**

**Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.**

**Dear Sir:**

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Russel and Herman Hill, as Cherokee freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

**Respectfully,**

**Commissioner.**

**Encl. A-71  
RA**



27-5-14

27-5-14

Muskogee, Indian Territory, February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137), of Russel and Herman Hill, as Cherokee freedmen, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying said application.

Respectfully,

Commissioner.

Encl.A-72  
RA

Through the Commissioner  
of Indian Affairs.

Feb of the 25<sup>th</sup> 1877

Oglesby & J.

Dear Sir Commissioner to the  
five civilized tribes I get  
a notice stating that you  
want to get in roll those  
children of Russell and Harmon  
Hill on the account of my  
wife not being on the roll  
she applied for her citizenship  
as mother of a child inrolled  
with her said mother Mary  
Barbin to the father her  
children is Frankie and  
Louie and their mother  
Loaf and father Willie  
Harmon and their son  
Frankie and is an Tennesse

i want you to let me see  
as soon as you get this  
letter your friend

Robert Hill

1891

CONFIDENTIAL

|                           |                         |
|---------------------------|-------------------------|
| COMMISSIONER TO THE CHIEF |                         |
| No.<br>11190              | Received<br>FEB 27 1907 |

Hill, John,  
Orlesby, I.T.,  
Cherokee Nation,  
Feb. 25, 1907.

In re Cherokee P.N.B. 514  
Gives information relative to  
enrollment of his wife.

Refer in reply to the following:

Copy.

LAND.  
18995-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 18, 1907, enclosing the record in the matter of the application for enrollment, under the Act of April 26, 1906, (34 Stats.L., 137) of Russel and Herman Hill, as Cherokee Freedman, together with the decision of the Commissioner of February 18, 1907, adverse to the applicants.

The record shows that the applicants are the minor children of John Hill, an alleged Cherokee freedman, and Nettie Hill, a non-citizen of the Cherokee Nation. It is further shown that John Hill was denied enrollment March 5, 1904, and the decision affirmed by the Department July 1, 1904, (I.T.D.5110-1904), and a motion for a review denied by the Department on May 2, 1906. The applicants are not the children of parents who have been enrolled as members of the Cherokee tribe or had applications for enrollment pending on April 26, 1906, and are not therefore entitled to enrollment. It is recommended that the Commissioner's decision adverse to the applicants be affirmed.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

EVR.

Y.P.  
O.K.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

D.C. 12638-1907.  
I.T.D. 5702, 5864, 6070, 6082,  
6088, 6090, 6100, 6102,  
6106, 6122, 6156, 6172,  
6248, 6524--1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your report and recommending that the decisions be affirmed are enclosed:

Title of Case.

Date of Your  
Letter of Transmittal.

|                                      |                    |
|--------------------------------------|--------------------|
| E. A. Welch,                         | February 19, 1907. |
| Belle Harlin,                        | February 9, 1907.  |
| Claude L. and Martha M. Washbourne,  | February 16, 1907. |
| George W. Evans et al.,              | February 12, 1907. |
| Joe Iney Bell (Freedman),            | February 19, 1907. |
| Clara Ross (Freedman),               | February 18, 1907. |
| Russel and Herman Hill (Freedman),   | February 18, 1907. |
| George Brown (Freedman),             | February 18, 1907. |
| James and Mary L. Huston (Freedman), | February 19, 1907. |
| Addie E. Rogers, (Freedman),         | February 14, 1907. |
| Liddy S. Thompson,                   | February 8, 1907.  |
| Mary Ann Divers et al. (Freedman),   | February 11, 1907. |
| Esau and Johnie Ross (Freedman),     | February 15, 1907. |
| Ralph Elliott,                       | February 13, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

(Signed)  
14 inc. and 28 inc.  
for Indian Office.  
A. F. Ma.  
3-2-07.

Respectfully,  
Jesse E. Wilson,  
Assistant Secretary.

Cherokee N.B.  
514

COPY

Muskogee, Indian Territory, March 11, 1907.

John Hill,

Oglesby, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of your minor children, Russel and Herman Hill, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

SIGNED *Tams Bixby.*  
Commissioner.

Enc I-13

RPI



Cherokee N.B.

314

COPY

Muskogee, Indian Territory, March 11, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Russel and Herman Hill as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

SIGNED *Tams Bixby.*

Commissioner.

Enc I-12

Cher Fr M 515

Cher Fr M 515

## CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

Clyde Wilton Hardrick

as a citizen of

Cherokee Nation.

Approved 190

Commissioner.

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D  
AUG 10 1906Tams Bixby  
Commissioner

RECEIVED JUL 25 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Clyde Wilton Hardrick, born on the 1 day of Feby. 1902  
[Here insert name of child]  
Name of Father: William Hardrick a citizen of the Pending Nation.  
Name of Mother: Annie Hardrick a citizen of the United States Nation.  
Tribal enrollment of father: Cherokee Tribal enrollment of mother: Not a citizen  
Postoffice: Vinita, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }  
I, Annie Hardrick, on oath state that I am 31  
years of age and a citizen by not a citizen of the Cherokee Nation;  
that I am the lawful wife of William Hardrick, who is a citizen, by  
Pending of the Cherokee Nation; that a Male child was  
[Male or Female]  
born to me on 1 day of Feby. 1903; that said child has been named  
Clyde Wilton Hardrick  
and was living March 4, 1906.

Annie Hardrick

WITNESSES TO MARK:  
SEAL

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 25 day of July 1906.

Com Ex Sept 15, 1907

Jasper S. Martin

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }  
I, Sina Thompson, a Mid-Wife, on oath state that I  
attended on Annie Hardrick, wife of William Hardrick  
on the 1 day of Feby. 1903; that there was born to her on said date a Male  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Clyde Wilton Hardrick

her

Sina x Thompson  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses]  
SEAL

F.M. Smith

M.A. Sorrell

Subscribed and sworn to before me this 25 day of July 1906.

Com Ex Sept 15, 1907

Jasper S. Martin

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Clyde Wilton Hardrick as a Cherokee Freedman.

D E C I S I O N .

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Clyde Wilton Hardrick under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137 ).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Clyde Wilton Hardrick, who was born February 1, 1903, and was living March 4, 1906, is the minor child of one William Hardrick, an alleged Cherokee freedman, and Annie Hardrick, a non-citizen of the Cherokee Nation, and possess no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on February 13, 1907, the application for the enrollment of said William Hardrick as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was on said date forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for the enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Clyde Wilton Hardrick is not entitled to enrollment as a Cherokee freedman, and his application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this, \_\_\_\_\_

Muskogee, Indian Territory, August 1, 1906.

William Hardrick,

Vinita, Indian Territory.

Dear Sir:

This office is in receipt on July 25, 1905 of the application for the enrollment as a citizen of the Cherokee Nation, of Clyde Wilton Hardrick, born February 1, 1903.

Respectfully,

H.J.C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.  
H. B. 515.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 15, 1906.

William Hardrick,

Vinita, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Clyde Wilton Hardrick, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for your enrollment, your age, the names of your parents, and any members of your family with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

LMC

INDEXED.

*File*  
*FNB 515*

36625

Hardrick, William,  
vinita, I.T.,  
Cherokee nation,  
Aug. 27, 1906.

In re Cherokee F.N.B. 515  
Gives information relative to  
his identification on roll.

DOCUMENT.



Sanita J. August 27 1868  
Commissioner to the five Civilized  
Tribes

Sanita J. August 27 1868  
I have made application for  
Certificate of naturalization  
under the name of  
William Hardick my age is 31 1/2  
years I was born September 18<sup>th</sup> 1868  
my Parents are ~~Mr~~ Moses

Hardick and Patience  
Hardick the members of my  
family are Mable Hardick  
and Arona Hardick

yours  
Wm. Hardick

D. C. 35625

Vinita I T Aug 27/1906.

Commissioner to the five civilized Tribes

Muskogee, I T

Dear sir; I made application for Enrollment as a Cherokee freedmen under the name of William Hardrick my age is 37 years I was born september 10th 1868 my Parents are Moses Hardrick and Patience Hardrick the members of my family are Mable Hardrick and Leona Hardrick

Yours

  
William Hardrick

COPY

Muskogee, Indian Territory, February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 25, 1906 (34 Stat., 137), of Clyde Wilton Hardrick as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, denying said application.

Respectfully,

Signed \_\_\_\_\_

Encl. R-58  
HLE

Commissioner.

Through the Commissioner  
of Indian Affairs.

Cherokee P. N.  
B. 515

COPY

Muskogee, Indian Territory, February 25, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, denying the application for the enrollment of Clyde Wilton Hardrick as a Cherokee Freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. R-57  
BLR

Commissioner.

Cherokee F. H. B.  
515.

COPY

Muskogee, Indian Territory, February 25, 1907.

William Hardrick,  
Vinita, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, denying the application for the enrollment of your minor child, Clyde Wilton Hardrick as a Cherokee freedman.

The decision together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-56  
BLE

SIGNED *Tams Bixby.*  
Commissioner.

Register.

LAND  
References in  
body of letter.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

COPY

March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There are enclosed herewith the records of proceedings  
in the matter of the applications for the enrollment of  
the following persons:

21250-1907: Heratio John Rose, as a citizen by intermarriage  
of the Cherokee Nation.

21244-1907: John F. Devaughn, " " " "

21232-1907: Ada E. White: as a citizen by blood  
of the Cherokee Nation.

21259-1907: Marvin T. Brake, as a citizen by blood of  
the Chestate Nation.

21260-1907: Bessie Springer,  
Lillie Livingston,  
Jesse Springer, and  
Richard Springer, " " "

21261-1907: Addie Goldsmith,  
Christie Goldsmith,  
Carrie Goldsmith,  
Stanley Goldsmith,  
Otis Goldsmith,  
Ross Goldsmith,  
Henry Goldsmith,  
Mabel Goldsmith,  
Lincoln Jefferson Goldsmith,  
Guy Goldsmith,  
Solomon Goldsmith,  
Lloyd Goldsmith,  
  
Tecumseh Goldsmith,  
Orange Goldsmith, as citizens by blood of the  
Chestate or Chickasaw Nations;

Ethel Goldsmith,  
Ola Goldsmith, and  
Hesie Goldsmith, as citizens by blood of the  
Choctaw Nation.

- 21262-1907: Mary Byington, as a citizen by blood of the  
Choctaw Nation.
- 21276-1907: Katie Arch, et al., all deceased, as citizens  
by blood of the Creek Nation.  
(Katie Arch, Lewis Arch, Lizzie  
Arch and Nellie Arch).
- 21264-1907: Roy Thompson, deceased, as a citizen by blood  
of the Creek Nation.
- 21274-1907: Annie Johnson, as a citizen by blood of the  
Creek Nation.
- 21238-1907: Clyde Wilton Hardrick, as a Cherokee freedman.
- 21241-1907: Maude Ella Jones, as a Cherokee freedman.
- 21240-1907: Stephen Gunter, as a Cherokee freedman.
- 21243-1907: Henry Ely,  
Joanna Ely,  
Henry Ely, Jr.,  
Jesse Ely,  
Lucinda Ely,  
Charles Ely,  
Laurenzie Ely, and  
Morgan Ely, as Cherokee freedmen.
- 21239-1907: Sarah Ann Dawson, and  
Lillian Beatty, as Cherokee freedmen.
- 21242-1907: Catherine Brewer,  
Henry Brewer,  
Margaret Brewer, and  
Willey Brewer, as Cherokee freedmen.
- 21263-1907: Jennie Roberson,  
Ether Roberson, and  
Fany Roberson, as Creek freedmen.  
(all deceased)
- 21258-1907: Frances Marshall, as a Choctaw freedman, or as a  
citizen of the Choctaw Nation.

(3)

The decisions of the Commissioner to the Five Civilized Tribes, relative to the enrollment of the above named applicants were adverse in each case.

The decisions of Commissioner Bixby have been examined, they are found to be correct, and the Office recommends that they be approved.

Very respectfully,

G. F. Larrabee,

Acting Commissioner.

RM-LO.



D.C. 13270-1907.

V.H.N.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I.T.D. 7828-1907.

March 4, 1907.

LRS.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following citizenship cases, adverse to the applicants, are hereby affirmed. Copy of Indian Office letter of March 2, 1907, submitting your reports and recommending that the decisions be affirmed, is herewith enclosed.

| Title of Case.                                        | Date of your<br>letter of transmittal. |
|-------------------------------------------------------|----------------------------------------|
| Stephen Gunter, Cherokee freedman,                    | February 26, 1907                      |
| Marvin T. Brake, Cheetaw by blood,                    | February 27, 1907                      |
| Addie Goldsmith, et al., Cheetaws by blood,           | February 25, 1907                      |
| Catherine Brewer, et al., Cherokee<br>freedmen,       | February 27, 1907                      |
| Henry Bly, et al., Cherokee freedmen,                 | February 27, 1907                      |
| Frances Marshall, Cheetaw by blood,                   | February 27, 1907                      |
| Jennie Roberson, et al., deceased,<br>Creek freedmen, | February 26, 1907                      |
| Clyde Wilton Hardrick, Cherokee<br>freedman,          | February 25, 1907                      |
| Annie Johnson, Creek by blood,                        | February 27, 1907                      |
| Mary Pyington, Cheetaw by blood,                      | February 27, 1907                      |
| Roy Thompson, deceased, Creek by blood,               | February 26, 1907                      |
| Sarah Ann Dawson, et al., Cherokee<br>freedmen,       | February 26, 1907                      |
| Katie Arch, et al., deceased, Creeks<br>by blood,     | February 27, 1907                      |
| Bessie Springer, et al., Cheetaws<br>by blood,        | February 26, 1907                      |
| Ada E. White, Cherokee by blood,                      | February 26, 1907                      |

Heration John Rose, Cherokee by  
intermarriage,  
John F. Devaughn, Cherokee by  
intermarriage,  
Maude Ella Jones, Cherokee freedman,

February 27, 1907

February 27, 1907

February 26, 1907

A copy heresof and all the papers in the above mentioned  
cases have been sent to the Indian Office.

Respectfully,

(Signed)

E.A. Hitchcock,

Secretary.

1 enclosure, and  
54 enclosures to Ind. Of.  
with copy heresof.

W.C.F.

3-4-07.

Cherokee F  
N. B. 515.

Muskogee, Indian Territory, March 13, 1907.

William Hardrick,  
Vinita, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your child, Clyde Wilton Hardrick, as a Cherokee freedman, was affirmed by the Department, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Bixby*  
Commissioner.

Encl.C-108.  
LMC

Cherokee F.  
N. B. 515.

907

Muskogee, Indian Territory, March 13, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of Clyde Wilton Hardrick, as a Cherokee freedman, was affirmed by the Department, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams R. H.*  
Commissioner.

Encl.C-109  
LMC

Cher Fr M 516

Cher Fr M 516

CHEROKEE FREEDMAN

190

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 20, 1906.

Theodore Jones

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBESF I L E D  
AUG 10 1906

Tams Bixby

Commissioner

Jul 25 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 28, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Theodore Jones, born on the 7th day of December, 1905.  
[Here insert name of child]  
Name of Father: Marion Jones a citizen of the U.S. Nation.  
Name of Mother: Lena Jones nee Vann applicant for citizenship in the Cherokee Nation.  
Tribal enrollment of father: Tribal enrollment of mother:  
Postoffice: Muskogee, Ind.Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Lena Jones, on oath state that I am 18  
years of age and am applicant for citizenship in the Cherokee Nation;  
that I am the lawful wife of Marion Jones, who is a citizen, by  
of the U.S. Nation; that a male child was  
[Male or Female]  
born to me on 7th day of December, 1905.; that said child has been named  
Theodore Jones, and was living March 4, 1906.

SEAL

Lena Jones

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 25th day of July, 1906.

Floyd Hines

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
Western District.

I, Rhoda Harnage, a midwife, on oath state that I  
attended on Lena Jones, wife of Marion Jones,  
on the 7th day of December, 1905.; that there was born to her on said date a male  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named Theodore Jones.

her

Rhoda x Harnage  
mark

WITNESSES TO MARK:

John Barnnell  
L.A. Williams

[Must be Two  
Witnesses]

Floyd Hines

Subscribed and sworn to before me this 25th day of July, 1906.

SEAL

Floyd Hines

Notary Public.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Theodore Jones as a Cherokee freedman.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906,  
application was received at this office for the enrollment as a  
minor freedman citizen of the Cherokee Nation of Theodore Jones,  
under the provisions of Section two of the Act of Congress approved  
April 26, 1906, (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant  
herein, Theodore Jones, is the minor child of one Marion Jones,  
and Lena Jones, neither of whom is shown to be a regularly enrolled  
Cherokee freedman or a person having an application for enrollment  
pending on April 26, 1906, although every effort has been made by  
this office to obtain evidence from which they might be identified.

Section two of the Act of Congress approved April 26,  
1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof appli-  
cations shall be received for enrollment of children  
who were minors living March fourth, nineteen hundred  
and six, whose parents have been enrolled as members  
of the Choctaw, Chickasaw, Cherokee or Creek tribes,  
or have applications for enrollment pending at the  
approval hereof, and for the purpose of enrollment  
under this section, illegitimate children shall take  
the status of the mother, and allotments shall be made  
to children so enrolled."

I am, therefore, of opinion that I am without authority  
to receive or consider the application for the enrollment of said  
Theodore Jones, as a Cherokee freedman, and I hereby decline to  
receive said application.



Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 25 1907.



Muskogee, Indian Territory, August 1, 1906.

Lena Jones,

Muskogee, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Theodore Jones, born December 7, 1905.

Respectfully,

H.J.C.

Commissioner.

Cherokee F.N.B. 516.

Muskogee, Indian Territory, August 16, 1906.

Jena Jones,

Muskogee, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, Theodore Jones, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for your enrollment, your age, the names of your parents, and any members of your family with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully

LMC

Commissioner.

Cherokee Freedmen

N.B. 516

Muskogee, Indian Territory, January 30, 1907.

SPECIAL

Lena Jones,

Muskogee, Indian Territory.

Dear Madam:

You are again advised that from the information given in the affidavits filed in connection with the application for the enrollment of your minor child, Theodore Jones, this office is unable to identify you as an applicant for enrollment as a Cherokee Freedman.

You are advised that it will be necessary that you appear before the Commissioner, at Muskogee, Indian Territory, and introduce such testimony as to your citizenship as will enable this office to identify you upon its records.

It will also be necessary that you furnish this office either the original or a certified copy of your marriage license and certificate, or if you are unable to produce documentary evidence of your marriage, that you introduce the testimony of at least one reliable witness who has actual personal knowledge of your marriage and of the birth and parentage of your child.

The Act of Congress approved April 26, 1906 provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person after March 4, 1907. This

--2

matter therefore requires your immediate attention.

You are requested to present this letter upon your appearance.

Respectfully,

Commissioner.

L.M.B.

Cherokee F.  
W.B.516

Muskogee, Indian Territory, February 25, 1907.

Marion Jones,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, refusing to receive the application for the enrollment of your child, Theodore Jones, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl. H-91  
JMH

Register.

Commissioner.

Cherokee P.  
W.B.516

Muskogee, Indian Territory, February 25, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, refusing to receive the application for the enrollment of Theodore Jones as a Cherokee freedman.

The decision, together with the record of proceedings had in the matter, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-91 1/2  
JMH

Commissioner.

Muskegee, Indian Territory, February 25, 1907.

The Honorable,

The ~~Secretary~~ of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. 137), of Theodore Jones as a Cherokee freedman, together with the decision of the Commissioner, dated February 25, 1907, refusing to receive said application.

Respectfully,

Encl. H-92  
JMR

Commissioner.

Through the Commissioner  
of Indian Affairs.

(COPY)

Land  
20448-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Bixby, dated February 25, 1907, relative to the application for the enrollment of Theodore Jones as a Cherokee freedman, together with the decision of the Commissioner, of February 25, 1907, refusing to receive the application.

The Office has examined the record in this case and finds the conclusions of the Commissioner to be correct.

His decision denying the application is recommended for approval.

Very respectfully,

C.F. LARRABEE,

Acting Commissioner.

AJW:LM



Y.P.  
V.E.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

IRS.  
D.C. 13259-1907.

I.T.D.

7042, 7044, 7046, 7052, 7060,  
7074, 7078, 7080, 7082, 7086,  
7092, 7094, 7096, 7100, 7120,  
7146, 7150, 7152, 7164, 7166,  
7168, 7170, 7172, 7186, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7356, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7538,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship  
cases, adverse to the applicants, are hereby affirmed. Copies  
of Indian Office letters, submitting your reports and recom-  
mending that the decisions be affirmed, are enclosed:  
Date of your  
letter of transmittal.

Title of Case.

John Wesley Freeman (Freedman),  
Harry N. Curry, et al.,  
Stephen Baldridge (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (internarrriage),

February 13, 1907.  
February 23, 1907.  
February 18, 1907.  
February 18, 1907.  
February 22, 1907.

|                                           |                    |
|-------------------------------------------|--------------------|
| Moses Carter (freedman),                  | February 1, 1907.  |
| Marshall L. Hyde (by blood),              | February 21, 1907. |
| John W. Goss (intermarriage),             | February 21, 1907. |
| William S. Hutchens (intermarriage),      | February 25, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William C. Smith (by blood),              | February 21, 1907. |
| Ray Drum (by blood),                      | February 27, 1907. |
| Loneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields, (intermarriage),       | February 23, 1907. |
| Nathaniel Wickliff, (freedman),           | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mellie Hurst (intermarriage),             | February 23, 1907. |
| Mellie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Fatima Keys (intermarriage),              | February 23, 1907. |
| Levi P. Isbell (intermarriage),           | February 20, 1907. |
| Annie C. Butler (intermarriage),          | February 23, 1907. |
| James R. Bivin (intermarriage),           | February 14, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Villie Joanna Lowe, et al. (freedman),    | February 23, 1907. |
| William T. Teague (by blood),             | February 20, 1907. |
| Theodore Jones (freedman),                | February 23, 1907. |
| Viola M. Finwick (freedman),              | February 25, 1907. |
| Wiley Polston, et al., (freedmen),        | February 23, 1907. |
| Pansy Grinnett (freedman),                | February 21, 1907. |
| Alice Harman (intermarriage),             | February 23, 1907. |
| Betty McLaughlin (by blood),              | January 17, 1907.  |
| Loran Alfred Lovett (by blood),           | February 15, 1907. |
| Maudie Skaggs (by blood),                 | February 15, 1907. |
| Robert Walker (freedman),                 | February 14, 1907. |
| Edward B. Prayser (intermarriage),        | February 16, 1907. |
| Daniel Sitaler, et al., (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),             | February 16, 1907. |
| Felix F. Witt (intermarriage),            | February 19, 1907. |
| Preston G. Browning (intermarriage),      | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),     | February 25, 1907. |
| Alberta Sanders, et al., (freedmen),      | February 25, 1907. |
| Samuel Sanders (freedman),                | February 21, 1907. |
| Peggie Bearpaw (by blood),                | February 25, 1907. |
| Lawrence Graves (freedman),               | February 25, 1907. |
| James Beck (freedman),                    | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),     | February 23, 1907. |
| Charles W. Trent (intermarriage),         | February 25, 1907. |
| John Greece (by blood),                   | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),        | February 25, 1907. |
| David Monroe Moxee (freedman),            | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),         | February 25, 1907. |

|                                        |                    |
|----------------------------------------|--------------------|
| Roseburn Wright (freedman),            | February 14, 1907. |
| Lenard King, et al. (by blood),        | February 14, 1907. |
| Robertta Vann (freedman),              | February 14, 1907. |
| Thomas Leroy Loyd (freedman),          | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),   | February 22, 1907. |
| Sarah A. Trout (intermarriage),        | February 25, 1907. |
| T. D. Amsey, et al. (by blood),        | February 25, 1907. |
| Cornlyer Vestel (freedman),            | February 25, 1907. |
| Lizzie H. Langley (intermarriage),     | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood) | February 20, 1907. |
| Myrtle Adams (freedman),               | February 25, 1907. |
| Annie Screechowl (as citizens), et al. | February 25, 1907. |
| Ruby Miller (by blood),                | February 25, 1907. |
| Clarence Jones, et al., (freedmen),    | February 23, 1907. |
| John H. Ellis (intermarriage),         | February 20, 1907. |
| Leroy Shields (freedman),              | February 16, 1907. |
| Edmond Durant, et al. (freedmen),      | February 23, 1907. |
| Jane Crittenden (intermarriage),       | February 20, 1907. |
| Jesse Bell (freedman),                 | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),    | February 23, 1907. |
| Elsie Mabel Barritt (by blood),        | February 1, 1907.  |
| Elisa Rolston (intermarriage)          | February 7, 1907.  |
| Tom Hayes Vann (freedman),             | February 18, 1907. |
| Willie Lee Hanks, et al. (freedman),   | February 18, 1907. |
| Julia J. Wilkerson (by blood),         | February 21, 1907. |
| Elanah Bam, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),      | February 21, 1907. |
| Edker Williams (by blood),             | February 21, 1907. |
| Doc Herron England (by blood),         | February 21, 1907. |
| Mildred Teague (by blood),             | February 18, 1907. |
| Odell Foster (freedman),               | February 23, 1907. |
| Willie Colbert (freedman),             | February 21, 1907. |
| Arthur D. Jackson (by blood),          | February 21, 1907. |
| Eliza J. Huston (intermarriage),       | February 25, 1907. |
| Ottorein Allen (freedman),             | February 18, 1907. |
| Viola Martin (freedman),               | February 18, 1907. |
| Archie Taylor (freedman),              | February 18, 1907. |
| Joseph W. Thompson (intermarriage),    | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and  
182 enclosures to Ind. Of.  
with copy hereof.

Cherokee F.  
W.B.516

Muskogee, Indian Territory, March 30, 1907.

Marion Jones,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, rejecting the application for the enrollment of your child, Theodore Jones, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-34  
JMH

*Geo. D. Rodgers*  
Acting Commissioner.

Cherokee F.W.B.  
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory .

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. P-4-40  
WMP

Acting Commissioner.

Cher Fr M 517

Cher Fr M 517

IN RE  
Application for Enrollment of  
**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

..Thomas. Leroy. Loyd.....  
as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

Department of the Interior.  
Commissioner to the Five Civil-  
ized Tribes.

Filed Aug. 10, 1906.

Tams Pixey, Commissioner.

Received July 23, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Thomas Leroy Loyd, born on the 29th day of November, 1903.  
(Here insert name of child)  
Name of Father: Claud Loyd a citizen of the Cherokee Nation.  
Name of Mother: Vita Pearl Loyd a citizen of the adoption Nation.  
Tribal enrollment of father: Cherokee Tribal enrollment of mother: Cherokee by adoption.  
Postoffice: Dupwater Mo.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, ~~Indian Territory~~  
State of Missouri  
County of Henry ~~District~~

I, Vita Pearl Loyd, on oath state that I am 21  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Claud Loyd, who is a citizen, by  
of the Cherokee Nation; that a male child was  
(Male or Female)  
born to me on 29th day of November, 1903; that said child has been named  
Thomas Leroy Loyd, and was living March 4, 1906.

(Signed) Vida Pearl Loyd.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 21st day of July, 1906.

(Signed) William E. Goodwin.  
(S E A L ) Notary Public.  
My commission expires Dec. 2nd 1908.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, ~~Indian Territory~~  
State of Missouri  
County of Henry ~~District~~

I, Corwin F. Howard, a physician, on oath state that I  
attended on Vita Pearl Loyd, wife of Claud Loyd  
on the 29th day of Nov., 1903; that there was born to her on said date a male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Thomas Leroy Loyd.

(Signed) Corwin F. Howard, M. D.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 21st day of July, 1906.

(Signed) William E. Goodwin.  
(S E A L ) Notary Public.  
My commission expires Dec. 2, 1908.



G. H. L.

Cherokee F. N. B. 517.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----  
In the matter of the application for the enrollment of  
Thomas Leroy Loyd as a Cherokee freedman.

D E C I S I O N

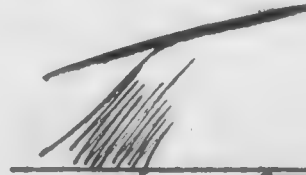
THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation, of Thomas Leroy Loyd, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Thomas Leroy Loyd, is the minor child of Cloud Loyd and Vida Pearl Loyd, who are not shown to be either regularly enrolled citizens of the Cherokee Nation or persons who had applications for enrollment pending April 26, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am therefore of the opinion that I am without authority to receive or consider the application for the enrollment of said Thomas Leroy Loyd as a Cherokee freedman and I hereby decline to receive said application.



\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 14 1907

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.  
N. B. 517

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, August 15, 1906.

Vida Pearl Loyd,  
Deepwater, Missouri.

Dear Madam:

In connection with the application for the enrollment of your child, Thomas Leroy Loyd, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully

Commissioner.

LMC

(Copy)

D.C.35258.

Deepwater, Mo., Aug 18, 1906.

Commissioner to the five tribes

Hon Sir. .

I have been requested to answer the information wanted in regard to the applications of Hattie Luticia North and Vida Pearl Loyd for recognition of their children as citizens of the Cherokee tribe. They were enrolled about 10 or 12 years ago by Harriet Calloway their grand mother, whose daughter is Savilda Manbeek, the mother of Hattie Luticia North and Vida Pearl Loyd. Hattie Luticia North is 25 years old and Vida Pearl Loyd is 21 years old.

Respt yours

W. E. Goodwin.

Cherokee F.  
H. B. 517

Muskogee, Indian Territory, February 14, 1907

Cloud Loyd,  
Deepwater, Missouri.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, refusing to receive or consider the application for the enrollment of your child, Thomas Leroy Loyd, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-51  
JMH

Register.

Commissioner.

Cherokee F.  
H.B. 517

Muskogee, Indian Territory, February 14, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, refusing to receive or consider the application for the enrollment of Thomas Leroy Loyd as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl. H-52  
JMH

Commissioner.

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. 137), of Thomas Leroy Loyd as a Cherokee freedman, together with the decision of the Commissioner, dated February 14, 1907, refusing to receive or consider said application.

Respectfully,

Encl. H-53  
JMH

Commissioner.

Through the Commissioner  
of Indian Affairs.

( COPY )

Land.  
18008-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Gixby, transmitting the record relative to the application for enrollment of Thomas Leroy Loyd as a Cherokee freedman. On February 14, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

JPB-Y.

f

D.C.13259-1907.

J.P.  
W.K.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

L.R.S.

I. T. D.

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7074, 7076, 7080, 7082, 7086,  
7092, 7094, 7096, 7108, 7120,  
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7168, 7170, 7172, 7188, 7202,  
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7362, 7364, 7368, 7360, 7362,  
7364, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7452, 7484,  
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7516, 7518, 7520, 7522, 7524,  
7526, 7530, 7532, 7534, 7538,  
7540, 7542, 7544, 7552, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases,  
adverse to the applicants, are hereby affirmed. Copies of Indian  
Office letters, submitting your reports and recommending that the  
decisions be affirmed, are enclosed:

Title of Case.

Date of your  
letter of transmittal.

John Wesley Freeman (freedman),  
Harry H. Curry, et al.,  
Stephen Waldrige (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (intermarriage),

February 18, 1907.  
February 23, 1907.  
February 18, 1907.  
February 18, 1907.  
February 22, 1907.



|                                           |                    |
|-------------------------------------------|--------------------|
| Moses Carter (freedman),                  | February 1, 1907.  |
| Harshal L. Hyde (by blood),               | February 21, 1907. |
| John W. Goss (intermarriage),             | February 21, 1907. |
| William S. Hutchins (intermarriage),      | February 25, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William C. Smith (by blood),              | February 21, 1907. |
| Roy Drum (by blood),                      | February 27, 1907. |
| Loneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields (intermarriage),        | February 23, 1907. |
| Nathaniel Wickliff (freedman),            | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mollie Hurst (intermarriage),             | February 23, 1907. |
| Mollie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Fatima Keys (intermarriage),              | February 23, 1907. |
| Levi P. Isbell (intermarriage),           | February 20, 1907. |
| Annie C. Butler (intermarriage),          | February 23, 1907. |
| James R. Bivin (intermarriage),           | February 14, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Villie Joanna Lowe, et al. (freedman),    | February 23, 1907. |
| William T. Teague (by blood),             | February 20, 1907. |
| Theodore Jones (freedman),                | February 25, 1907. |
| Viola H. Finwick (freedman),              | February 25, 1907. |
| Wiley Polston, et al., (freedman),        | February 23, 1907. |
| Pansy Grinnett (freedman),                | February 21, 1907. |
| Alice Harman (intermarriage),             | February 23, 1907. |
| Betty McLaughlin (by blood),              | January 17, 1907.  |
| Loran Alfred Lovett (by blood),           | February 15, 1907. |
| Maudie Skaggs (by blood),                 | February 15, 1907. |
| Robert Walker (freedman),                 | February 14, 1907. |
| Edward B. Prayser (intermarriage),        | February 16, 1907. |
| Daniel Sitaler, et al., (by blood),       | February 14, 1907. |
| Olla May Mitchell (by blood),             | February 16, 1907. |
| Felix F. Witt (intermarriage),            | February 19, 1907. |
| Preston G. Browning (intermarriage),      | February 23, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),     | February 25, 1907. |
| Alberta Sanders, et al., (freedman),      | February 25, 1907. |
| Samuel Sanders (freedman),                | February 21, 1907. |
| Peggie Bearpaw (by blood),                | February 25, 1907. |
| Laurence Graves (freedman),               | February 25, 1907. |
| James Beck (freedman),                    | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),     | February 23, 1907. |
| Charles W. Trent (intermarriage),         | February 25, 1907. |
| John Greece (by blood),                   | February 25, 1907. |
| Bessie Landrum, et al. (freedman),        | February 25, 1907. |
| David Monroe Jones (freedman),            | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),         | February 25, 1907. |

|                                         |                    |
|-----------------------------------------|--------------------|
| Roseburn Wright (freedman),             | February 14, 1907. |
| Leonard King, et al. (by blood),        | February 14, 1907. |
| Roberta Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Amsey, et al. (by blood),         | February 25, 1907. |
| Cornlyer Vestel (freedman),             | February 25, 1907. |
| Lizzie H. Langley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Myrtle Adams (freedman),                | February 25, 1907. |
| Annie Screechowl (as citizens), et al.  | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al., (freedman),     | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedman),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Nabel Barritt (by blood),         | February 1, 1907.  |
| Eliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Hayes Vann (freedman),              | February 18, 1907. |
| Willie Lee Hanks, et al. (freedman),    | February 18, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Kane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Doc Herron England (by blood),          | February 21, 1907. |
| Mildred Teague (by blood),              | February 18, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Gilbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Eliza J. Huston (intermarriage),        | February 25, 1907. |
| Ottorein Allen (freedman),              | February 18, 1907. |
| Viola Martin (freedman),                | February 18, 1907. |
| Archie Taylor (freedman),               | February 18, 1907. |
| Joseph M. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and  
162 enclosures to Ind. Of.,  
with copy hereof.

(Signed) E. A. Hitchcock,  
Secretary.

WCF 3/4/07

Cherokee freed-  
man N. B. 517

Muskogee, Indian Territory, March 30, 1907.

Cloud Loyd,  
Deepwater, Missouri.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes dated February 14, 1907, rejecting the application for the enrollment of your child, Thomas Leroy Loyd, as a Cherokee freedman, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*C. D. Rogers.*  
Acting Commissioner.

Incl. P-4-56  
MMP

Cherokee F.W.B.

338

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl.P-4-60  
MCP

*D. Rodgers*  
Acting Commissioner.

Cher Fr M 518

Cher Fr M 518

---

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 28, 1906.

.....Nicholas Laudrum.....

as a citizen of

.....Cherokee..... Nation.

---

Approved..... 190...

.....  
Commissioner.

---

Department of the Interior

Commissioner to the Five Civilized Tribes

Filed

Aug. 10, 1906.

Tams Bixby,

Commissioner

Received

July 25, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Nicholas Laudrum, born on the First day of March, 1906.  
(Here insert name of child)  
Name of Father: Nicholas Laudrum a citizen of the Cherokee Nation.  
Name of Mother: Florence Laudrum a citizen of the Cherokee Nation.  
Tribal enrollment of father: Cherokee Freedmen Tribal enrollment of mother: Cherokee Freedmen  
Postoffice: Coffeyville Montgomery County Ka.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Florence Laudrum, on oath state that I am Thirty six  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Nicholas Laudrum, who is a citizen, by  
adoption of the Cherokee Nation; that a Male child was  
Male or Female  
born to me on First day of March, 1906; that said child has been named  
Nicholas Laudrum and was living March 4, 1906, and is now  
living. her  
(Signed) Florence Laudrum  
mark

WITNESSES TO MARK:

Jennie Stout  
[Must be Two Witnesses] N. M. Laudrum

Subscribed and sworn to before me this 24 day of July, 1906.

(Signed) George Campbell  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

We Sadie Adams and A. L. Montgomery, a nurse and mid-wife, on oath state that I  
attended on Mrs. Florence Laudrum, wife of Nicholas Laudrum  
on the First day of March, 1906; that there was born to her on said date a Male  
Male or Female  
child; that said child was living March 4, 1906, and is said to have been named Nicholas Laudrum (Jr.)  
Junior and is now living

(Signed) Sadie Adams  
A. L. Montgomery

WITNESSES TO MARK:

[Must be Two Witnesses] \_\_\_\_\_

Subscribed and sworn to before me this 24 day of July, 1906.

(Signed) George Campbell  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Nicholas Landrum Jr., as a Cherokee freedman.

DECISION.  
-----

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Nicholas Landrum Jr., under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Nicholas Landrum, Jr., who was born March 1, 1906, and was living March 4, 1906, is the minor child of Nicholas Landrum and Florence Landrum, alleged Cherokee freedmen and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on April 18, 1905, the application for the enrollment of said Nicholas and Florence Landrum as Cherokee freedmen was denied by the Commission to the Five Civilized Tribes and its action was on April 21, 1906, (I.T.D. 5426-1905), approved by the Secretary of the Interior; that on June 19, 1906, a motion for rehearing was filed in said case and that on December 19, 1906, said motion was forwarded the Department for consideration.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes or have applications for enrollment pending at the approval hereof and for the purpose of enrollment under this section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Nicholas Landrum Jr., is not entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this \_\_\_\_\_

APR 2 1907



Muskogee, Indian Territory, August 2, 1906.

George Campbell,

Coffeyville, Kansas.

Dear Sir:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Nicholas Landrum, born March 1, 1906.

Respectfully,

H.J.C.

Commissioner.

Muskogee, Indian Territory, August 1, 1906.

Florence Landrum,  
Coffeyville, Kansas.

Dear Madam:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Nicholas Landrum, born March 1, 1906.

Respectfully,

H.J.C.

Commissioner.

Cherokee P.  
N.B. 618

Muskogee, Indian Territory, February 23, 1907.

Nicholas Landrum,  
Coffeyville, Kansas.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your child, Nicholas Landrum, Jr., as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl. H-4  
JMH

Register.

Commissioner.

Cherokee F.  
H.B. 818

2001

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of Nicholas Landrum, Jr., as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

(SIGNED) *Tams Dindley*  
Commissioner.

Encl. H-5  
JMH

COPY

Muskogee, Indian Territory, February 23, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. 137), of Nicholas Landrum, Jr., as a Cherokee freedman, together with the decision of the Commissioner, dated February 23, 1907, denying said application.

Respectfully,

SIGNED *Tams Dixdy.*  
Commissioner.

Encl. H-6  
JMH

Through the Commissioner  
of Indian Affairs.

(COPY)

Land  
19599-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is forwarded herewith report of Commissioner Bixby, dated February 23, 1907, relative to the application for the enrollment of Nicholas Landrum, Jr., as a Cherokee freedman, together with the decision of the Commissioner, of February 23, 1907, denying the application.

The Office has examined the record in this case and finds the conclusions of the Commissioner to be correct. His decision denying the application is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJW:IM

D.C. 12849-1907.

J.P.  
O.K.

LRS

DEPARTMENT OF THE INTERIOR,

WASHINGTON.

| I. T. D. |       |       |          |
|----------|-------|-------|----------|
| 7026,    | 7038, | 7072, | 7088-07. |
| 7114,    | 7124, | 7130, | 7132-07. |
| 7134,    | 7136, | 7138, | 7140-07. |
| 7142,    | 7152, | 7156, | 7160-07. |
| 7162,    | 7174, | 7176, | 7180-07. |
| 7182,    | 7190, | 7192, | 7200-07. |
| 7208,    | 7216, | 7218, | 7224-07. |
| 7226,    | 7296, | 7330, | 7348-07. |
|          |       | 7364, | 7388-07. |

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed.

| Title of Case.                       | Date of Your<br>Letter of Transmittal. |
|--------------------------------------|----------------------------------------|
| Sarah B. Shock,                      | February 23, 1907.                     |
| Vernon G. Huddleston (Freedman),     | February 16, 1907.                     |
| Edward T. Roberts, (intermarried),   | February 23, 1907.                     |
| Lillie Moffett Dodson,               | February 23, 1907.                     |
| Eugene and Lucinda Snaden (Freedmen) | February 23, 1907.                     |
| Sarah C. Brackett, (Intermarried),   | February 23, 1907.                     |
| Andree E. and Robert Leroy Stiles,   | February 10, 1907.                     |
| Leone and Margree Gunter (Freedmen)  | February 23, 1907.                     |
| Lydia V. Banks (Freedman),           | February 23, 1907.                     |
| Eliza and Mama Denton (Freedmen),    | February 21, 1907.                     |
| Butler Franklin Stevenson,           | February 21, 1907.                     |
| Charlie E. Blackwell (Freedman),     | February 23, 1907.                     |
| Sam Dune et al.,                     | February 23, 1907.                     |
| Emeline Weaver, (intermarried)       | February 25, 1907.                     |
| John P. Scruggs, (intermarried),     | February 22, 1907.                     |
| Sarah E. Parks, (intermarried),      | February 20, 1907.                     |

| Title of Case.                            | Date of Your<br>Letter of Transmittal. |
|-------------------------------------------|----------------------------------------|
| Lucrecia Tidwell, (intermarried),         | February 23, 1907                      |
| John Wilkerson, (intermarried),           | February 20, 1907                      |
| Dennie Mackey (Freedman),                 | February 11, 1907                      |
| Lucy Antoine, (intermarried),             | February 23, 1907                      |
| Mary E. Bible, (intermarried),            | February 4, 1907                       |
| Georgia Murry, (Freedman),                | February 18, 1907                      |
| Nicholas Landrum, Jr., (Freedman),        | February 23, 1907                      |
| Oliver and Cordelia A. Fields (Freedman), | February 23, 1907                      |
| Josephine Harris (Freedman),              | February 25, 1907                      |
| John E. Hildebrand,                       | February 23, 1907                      |
| Oscar L. Appleman,                        | February 20, 1907                      |
| Mary A. J. Vixen,                         | February 23, 1907                      |
| Geraldine Montgomery (Freedman),          | February 23, 1907                      |
| Martha Tidwell,                           | February 23, 1907                      |
| Emily L. Brown, (intermarried),           | February 2, 1907                       |
| Sallie Fourkiller,                        | February 25, 1907                      |
| Mary Harris et al., (Freedman),           | February 12, 1907                      |
| Elias J. Baumhofer et al.,                | February 25, 1907                      |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock.

Secretary.

34 inc. and 68 inc.  
for Indian Office.



Cherokee F.  
N. B. 518.

Muskogee, Indian Territory, March 29, 1907.

Nicholas Landrum,  
Coffeyville, Kansas.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 23, 1907, rejecting the application for the enrollment of your child, Nicholas Landrum, Jr., as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-18  
LMC

Acting Commissioner

Cherokee  
D-113 et al.

Muskogee, Indian Territory, March 29, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decisions of the Commissioner to the Five Civilized Tribes, rejecting the applications for the enrollment of Sarah E. Shook, et al., as citizens of the Cherokee Nation, were affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

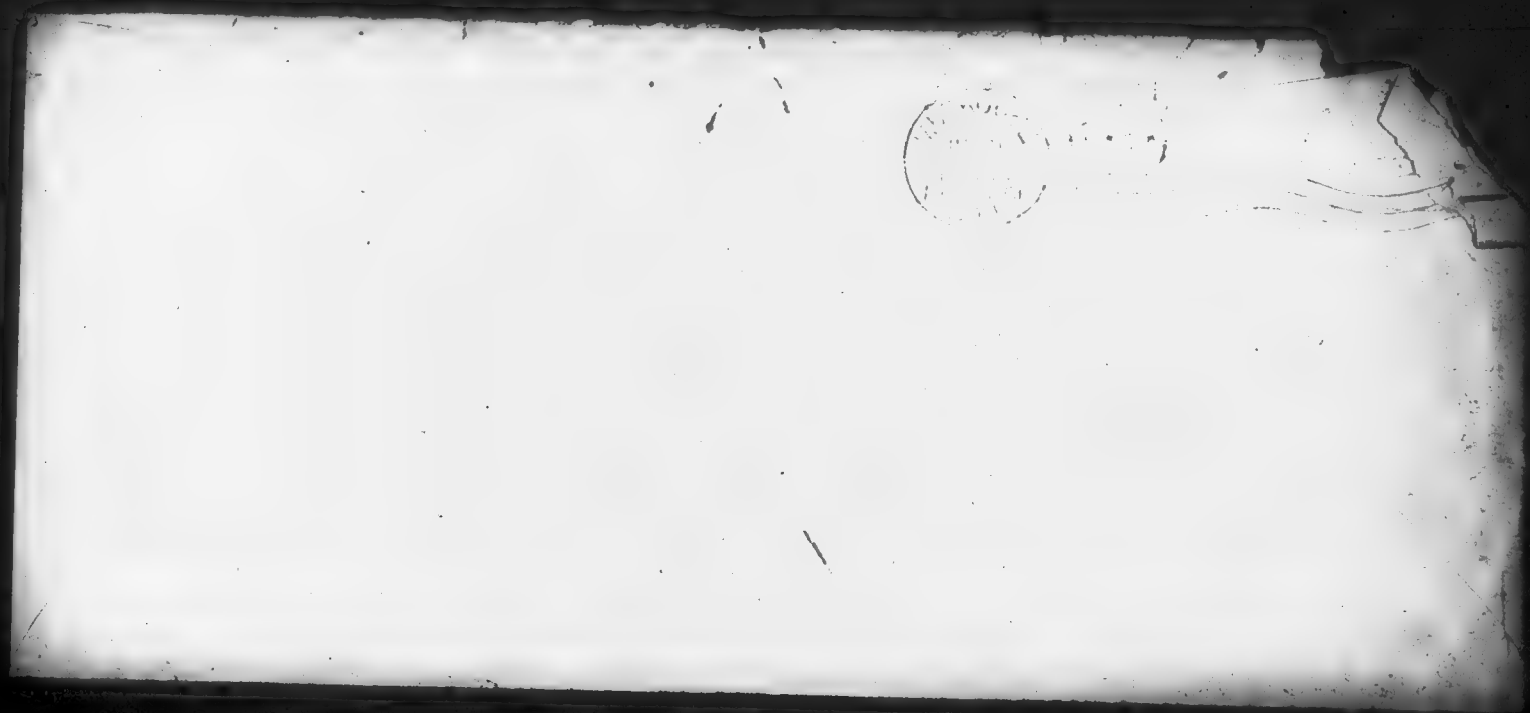
Encl.C-44  
LMC

Acting Commissioner.

IF TEN DAYS RETURN TO  
GEO. CAMPBELL, LAWYER,  
OSWEGO, KANSAS.



Commissioner of the Fine Cavelged Ride  
Mustrogee  
A. J. [unclear]  
16



Cher Fr M 519

Cher Fr M 519

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
David Monroe Mossee as a Cherokee freedman.

DECISION  
- - - - -

THE RECORDS OF THIS OFFICE SHOW: That on July 24, 1906, application was received at this office for enrollment as a minor freedman citizen of the Cherokee Nation of David Monroe Mossee, under the provisions of Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, David Monroe Mossee is the minor child of David B. Mossee, a non-citizen of the Cherokee Nation and Carrie Mossee, nee Vann, an alleged Cherokee freedman and possesses no right to enrollment as a Cherokee freedman not possessed by his said parents. It is further shown that on June 16, 1906, the application for the enrollment as a Cherokee freedman of said Carrie Mossee, nee Vann, was denied by the Commission to the Five Civilized Tribes and its action was, on May 28, 1906, (I.T.D. 7942-1906) approved by the Secretary of the Interior, that on July 27, 1906, a motion to reopen said case was filed with this office, that on December 24, 1906, said motion was forwarded to the Department for consideration and that on January 25, 1907, (I.T.D. 598-1907), said motion was denied by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That David Monroe Mossee is not entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly denied.

  
Commissioner.

Dated at Muskogee, Indian Territory,

this \_\_\_\_\_.

Leavenworth, Kansas June 19, 1906

To whom it may concern this is to certify that I  
J.L.Hamilton a practicing physician of the city of Leavenworth  
State of Kansas did attend in confinement. David Monroe Mozee  
August 17th. 1901- at 420 Kiowa Street.

Parents ( David E Mozee  
( Carrie Moze

Sworn and subscribed to this 19th day of June 1906

Charles W- Baker

Notary Public  
Leavenworth Kansas

SEAL

My Commission expires Aug 18- 1908

Muskogee, Indian Territory, August 1, 1906.

Carrie Mozee,

Catoosa, Indian Territory.

Dear Madam:

This office is in receipt on July 24, 1906, of the application for the enrollment as a citizen of the Cherokee Nation of David Monroe Mozee, born August 17, 1901.

Respectfully,

H.J.C.

Commissioner.



Cherokee F  
N. O. 519.

Muskogee, Indian Territory, August 15, 1906.

Carrie Mozee,

Catoosa, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your child, David Monroe Mozee, as a Cherokee freedman, you are advised that the rules of the Commissioner require that applications for the enrollment under the provisions of the Act of Congress approved April 26, 1906, of children born to enrolled citizens of the Cherokee Nation shall be submitted upon the forms furnished by this office.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, having all blanks properly filled out. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Commissioner.

Incl.C-19  
LMO

Form No. 280.

**THE WESTERN UNION TELEGRAPH COMPANY.**  
INCORPORATED  
**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

Char. F. M.B. 519

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Muskogee, Indian Territory, February 15, 1907

Carrie Mossee, (Colored)  
Catoosa, Indian Territory.

Appear before Commissioner immediately and testify in  
case of your child.

O B C R Paid.

BIXBY  
Commissioner

**READ THE NOTICE AND AGREEMENT ON BACK.**

Cherokee Freedmen  
N B 519

Muskogee, Indian Territory, February 15, 1907

SPECIAL

Carrie Mozee ,

Catoosa, Indian Territory.

Dear Madam:

There has been sent you this daym by the  
Commissioner, the following telegram:

"Appear before Commissioner immediately and testify  
in case of your child."

The Act of Congtess approved April 26, 1906 pro-  
vides that the Secretary of the Interior shall have no  
jurisdiction to approve the enrollment of any person as a  
citizen of the Cherokee Nation after March 4, 1907. This  
matter therefore demands your immediate attention.

Respectfully,

L M B

Commissioner

J. C. SMITH  
PHYSICIAN & SURGEON

CATOOSA, IND. TER. 2/16/07. 190

TO WHOM IT MAY CONCERN:

This is to certify that Carrie Meze, of Catoosa, I. T. is confined to her bed from childbirth, and is unable to attend to any business requiring her to leave her room.

J. C. Smith M. D.

*I swear and subscribed before me this the 16th day  
of Feb. 1907*

*W. L. Wilson -  
Notary Public  
my Com Expires May 11, 1910*

Cherokee F. N. B.

COPY

519

Muskogee, Indian Territory, February 25, 1907.

David M. Mosee,

Catsosa, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, denying your application for the enrollment of your child, David Monroe Mosee as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

SIGNED *James S. Gandy*

Commissioner.

Encl. N-22  
BLE

Register.

Cherokee F. H. B.  
819

Muskogee, Indian Territory, February 25, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, denying the application for the enrollment of David Monroe Monroe as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

SIGNED: *James Smith*.

Commissioner.

Encl. B-23  
BUE

Muskogee, Indian Territory, February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of David Monroe Mozee as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 25, 1907, denying said application.

Respectfully,

Encl. E-24  
BLE

Commissioner.

Through the Commissioner  
of Indian Affairs.

Land  
20901-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

COPY.

March 1, 1907.

The Honorable,

The secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of David Monroe Moxee as a Cherokee freedman, together with the decision of Commissioner Bixby dated February 25, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. LARRABEE

Acting Commissioner.

ERM.Ph.



Y.P.  
W.H.M.

DEPARTMENT OF THE INTERIOR,  
D.C. 13259-1907.

WASHINGTON.

IRS.

I.T.D.

7042, 7044, 7046, 7052, 7060,  
7074, 7076, 7080, 7082, 7086,  
7092, 7094, 7096, 7100, 7120,  
7146, 7150, 7158, 7164, 7166,  
7168, 7170, 7172, 7180, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7360,  
7352, 7354, 7358, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7538,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship  
cases, adverse to the applicants, are hereby affirmed. Copies  
of Indian Office letters, submitting your reports and recom-  
mending that the decisions be affirmed, are enclosed:

Title of Case.

Date of your  
letter of transmittal.

John Wesley Freeman (Freedman),  
Harry M. Curry, et al.,  
Stephen Baldrige (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (intermarriage),

February 18, 1907.  
February 23, 1907.  
February 18, 1907.  
February 18, 1907.  
February. 22 1907.

|                                           |                    |
|-------------------------------------------|--------------------|
| Noses Carter (freedman),                  | February 1, 1907.  |
| Hurshel L. Hyde (by blood),               | February 21, 1907. |
| John W. Gess (intermarriage),             | February 21, 1907. |
| William S. Hutchens (intermarriage),      | February 25, 1907. |
| Mattie Mackey (freedman),                 | February 23, 1907. |
| William E. Smith (by blood),              | February 21, 1907. |
| Roy Drum (by blood),                      | February 27, 1907. |
| Loneta Johnson, et al. (by blood),        | February 23, 1907. |
| Cynthia A. Fields, (intermarriage),       | February 23, 1907. |
| Nathaniel Wickliff, (freedman),           | February 16, 1907. |
| Herbert K. Hyde (by blood),               | February 20, 1907. |
| Mollie Hurst (intermarriage),             | February 23, 1907. |
| Mollie C. Collins (intermarriage),        | February 23, 1907. |
| Amanda Brackett (intermarriage),          | February 23, 1907. |
| Patina Keys (intermarriage),              | February 20, 1907. |
| Levi P. Isbell (intermarriage),           | February 23, 1907. |
| Annie C. Butler (intermarriage),          | February 14, 1907. |
| James R. Bivin (intermarriage),           | February 23, 1907. |
| Laura Ross (freedman),                    | February 23, 1907. |
| Willie Joanna Lowe, et al. (freedman)     | February 20, 1907. |
| William T. Teague (by blood),             | February 25, 1907. |
| Theodore Jones (freedman),                | February 25, 1907. |
| Viola M. Finwick (freedman),              | February 23, 1907. |
| Wiley Pelston, et al., (freedman),        | February 21, 1907. |
| Pansy Grinnett (freedman),                | February 23, 1907. |
| Alice Harman (intermarriage),             | January 17, 1907.  |
| Betty McLaughlin (by blood),              | February 18, 1907. |
| Loran Alfred Lovett (by blood),           | February 15, 1907. |
| Maudie Skaggs (by blood),                 | February 14, 1907. |
| Robert Walker (freedman),                 | February 16, 1907. |
| Edward B. Frayser (intermarriage),        | February 14, 1907. |
| Daniel Sitsler, et al., (by blood),       | February 16, 1907. |
| Olla May Mitchell (by blood),             | February 19, 1907. |
| Felix F. Witt (intermarriage),            | February 23, 1907. |
| Preston G. Browning (intermarriage),      | February 16, 1907. |
| Harrison Cecil Smith, et al., (by blood), | February 25, 1907. |
| Lilly Irene True, et al., (by blood),     | February 25, 1907. |
| Alberta Sanders, et al., (freedman),      | February 21, 1907. |
| Samuel Sanders (freedman),                | February 25, 1907. |
| Peggie Bearpaw (by blood),                | February 25, 1907. |
| Lawrence Graves (freedman),               | February 25, 1907. |
| James Beck (freedman),                    | February 23, 1907. |
| J. Lillian Pruett, et al. (by blood),     | February 25, 1907. |
| Charles W. Trent (intermarriage),         | February 25, 1907. |
| John Greese (by blood),                   | February 25, 1907. |
| Bessie Landrum, et al. (freedman),        | February 25, 1907. |
| David Monroe Moxee (freedman),            | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),         | February 25, 1907. |

|                                         |                    |
|-----------------------------------------|--------------------|
| Rooseburn Wright (freedman),            | February 14, 1907. |
| Lenard King, et al. (by blood),         | February 14, 1907. |
| Robert Vann (freedman),                 | February 14, 1907. |
| Thomas Leroy Loyd (freedman),           | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),    | February 22, 1907. |
| Sarah A. Trout (intermarriage),         | February 25, 1907. |
| J. D. Amsey, et al. (by blood),         | February 25, 1907. |
| Carnlyer Vestel (freedman),             | February 25, 1907. |
| Lizzie H. Langley (intermarriage),      | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood), | February 20, 1907. |
| Myrtle Adams (freedman),                | February 25, 1907. |
| Annie Soreechowl (as citizens), et al.  | February 25, 1907. |
| Ruby Miller (by blood),                 | February 25, 1907. |
| Clarence Jones, et al., (freedmen),     | February 23, 1907. |
| John H. Ellis (intermarriage),          | February 20, 1907. |
| Leroy Shields (freedman),               | February 16, 1907. |
| Edmond Durant, et al. (freedmen),       | February 23, 1907. |
| Jane Crittenden (intermarriage),        | February 20, 1907. |
| Jesse Bell (freedman),                  | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),     | February 23, 1907. |
| Elsie Mabel Barritt (by blood),         | February 1, 1907.  |
| Eliza Rolston (intermarriage),          | February 7, 1907.  |
| Tom Mayes Vann (freedman),              | February 18, 1907. |
| Willie Lee Hanks, et al. (freedmen),    | February 18, 1907. |
| Julia J. Wilkerson (by blood),          | February 21, 1907. |
| Blanch Bane, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),       | February 21, 1907. |
| Edker Williams (by blood),              | February 21, 1907. |
| Doc Herron England (by blood),          | February 21, 1907. |
| Mildred Teague (by blood),              | February 18, 1907. |
| Odell Foster (freedman),                | February 23, 1907. |
| Willie Colbert (freedman),              | February 21, 1907. |
| Arthur D. Jackson (by blood),           | February 21, 1907. |
| Eliza J. Huston (intermarriage),        | February 25, 1907. |
| Ottorein Allen (freedman),              | February 18, 1907. |
| Viola Martin (freedman),                | February 18, 1907. |
| Archie Taylor (freedman),               | February 18, 1907. |
| Joseph N. Thompson (intermarriage),     | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

91 enclosures, and (Signed) E. A. Hitchcock,  
 182 enclosures to Ind. Of.,  
 with copy hereof. Secretary.  
 W.C.P. 3/4/07.

Cherokee freed-  
man N. B. 519

Muskogee, Indian Territory, March 30, 1907.

David E. Wozee,  
Catoosa, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes dated February 25, 1907, rejecting the application for the enrollment of your child, David Monroe Wozee, as a Cherokee freedman, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*W. D. Rodgers.*  
Acting Commissioner.

Incl. P-4-51  
WMP

Cherokee F.N.B.  
338

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Incl. P-4-60  
WMP

Acting Commissioner.

Cher Fr M 520

Cher Fr M 520

*file*

1920

CHEROKEE FREEDMAN

199

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved  
April 20, 1906

*Ethel Glass*

as a citizen of

*Cherokee*

Nation.

*SHR*

JAN 27 1907

Approved

190...

*[Signature]*

Commissioner.

FILED  
AUG 14 1906

*[Signature]*

Commissioner

RECEIVED

JUL 24 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Ethel Glass (Here insert name of child) born on the 12 day of July 1904  
Name of Father: Neal Glass a citizen of the Cherokee Nation.  
Name of Mother: Amanda Drew a citizen of the Cherokee Nation.  
Tribal enrollment of father: 7 1277 Tribal enrollment of mother: 9 3298  
Postoffice: Mustogee I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.  
I, Amanda Drew, on oath state that I am about 32  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Neal Glass, who is a citizen, by  
adoption, of the Cherokee Nation; that a Female child was  
born to me on the 12 day of July, 1904; that said child has been named  
Ethel Glass and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.  
I, Correlia Crabtree, a midwife, on oath state that  
attended on Amanda Drew  
on the 12 day of July, 1904; that there was born to her on said date a Female  
child; that said child was living March 4, 1906, and is said to have been named  
Ethel Glass.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

Notary Public.



Muskogee, Indian Territory, August 1, 1906.

Amanda Draw,

Muskogee, Indian Territory.

Dear Madam:

This office is in receipt on July 24, 1906, of the application for the enrollment as a citizen of the Cherokee Nation of Ethel Glass, born July 12, 1904.

Respectfully,

H.J.C.

Commissioner.

Cher Fr M 521

Cher Fr M 521

## CHEROKEE FREEDMAN

199

## IN RE

Application for Enrollment of

## MINOR CHILD

Act of Congress Approved ;  
April 26, 1906.

Rosa Haynes.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.Department of the Inter-  
ior Commissioner to the  
Five Civilized Tribes.

FILED

Aug 10 1906

Tams Bixby,  
Commissioner.RECEIVED  
July 25 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Rosa Haynes, born on the 12<sup>th</sup> day of October, 1903.  
(Here insert name of child)  
Name of Father: Tinker Haynes, a citizen of the United States Nation.  
Name of Mother: Lizzie Haynes, a citizen of the Cherokee Nation.  
Tribal enrollment of father: ..... Tribal enrollment of mother: Freedman Cherokee.  
Postoffice: Talala I. T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Lizzie Haynes, on oath state that I am 28  
years of age and a citizen by Freedman, of the Cherokee Nation;  
that I am the lawful wife of Tinker Haynes, who is a citizen, ~~by~~ ####  
....., of the United States Nation; that a female child was  
(Male or Female)  
born to me on 12<sup>th</sup> day of October, 1903; that said child has been named  
Rosa Haynes and was living March 4, 1906.

Lizzie Haynes

WITNESSES TO MARK:

[ Must be Two  
Witnesses ] {

Subscribed and sworn to before me this 23 day of July, 1906.

My commission expires Dec. 21 1908 John E. Pendleton  
(SEAL) Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Northern ..... District. }

I, Minerva Haynes, a Mid wife, on oath state that I  
attended on Lizzie Haynes, wife of Tinker Haynes  
on the 12 day of October, 1903; that there was born to her on said date a female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named

Rosa Haynes

her  
Minerva X. Haynes  
mark

WITNESSES TO MARK:

[ Must be Two  
Witnesses ] {

Subscribed and sworn to before me this 24 day of July, 1906.

(SEAL) My commission expires Nov. 19th 1908 John A. Kidd  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Rosa Haynes as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Rosa Haynes under the provisions of Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Rosa Haynes, who was born October 12, 1903, and was living March 4, 1906, is the minor child of one Tinker Haynes, a non-citizen of the Cherokee Nation, and Lizzie Haynes, an alleged Cherokee freedman, and possesses no right to enrollment as a Cherokee freedman not possessed by her said parents. It is further shown that on September 25, 1905, the application for the enrollment of the said Lizzie Haynes as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was, on said date, forwarded the Department for review.

Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Rosa Haynes is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 17 1907

Muskogee, Indian Territory, August 1, 1906.

Lizzie Haynes,

Talala, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Rosa Haynes, born October 12, 1904.

Respectfully,

H.J.C.

Commissioner.

Cherokee F.W.B.

521.

Muskogee, Indian Territory, February 17, 1907.

Tinker Haynes,

Talala, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the application for the enrollment of your minor child, Rosa Haynes, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-36

Commissioner.

RPI

Register.

Cherokee P.N.B.  
521.

Muskogee, Indian Territory, February 17, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the application for the enrollment of Rosa Haynes as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Enc I-35.

Commissioner.

RPI



Muskogee, Indian Territory, February 17, 1907..

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Rosa Haynes as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting said application.

Respectfully,

Enc I-37

Commissioner.

RPI

Through the Commissioner  
of Indian Affairs.

COPY--COPY

Land.  
18001-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior,

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 17, 1907, enclosing the record in the matter of the application for the enrollment of Rosa Haynes as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the application.

The evidence shows that the applicant, Rosa Haynes, was born October 12, 1903, and is the child of Tinker Haynes, a non-citizen of the Cherokee Nation, and Lizzie Haynes, who, among others, was denied enrollment by the decision of the Commissioner, dated September 25, 1905. The applicant, therefore, was not the child of parents who have been enrolled as members of the Cherokee Nation and the decision of the Commissioner denying her application for enrollment is correct, and the Office recommends that it be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EWR-D

D.C.12637

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

J. P.  
O.K.

L.R.S.  
I. T. D.

March 2, 1907.

5846, 5982, 5984, 5986,  
5992, 6004, 6006, 6010,  
6014, 6016, 6018, 6024,  
6028, 6030, 6032, 6034,  
6072, 6098, 6104-1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases  
adverse to the applicants are hereby affirmed. Copies of  
Indian Office letters submitting your reports and recommending  
that the decisions be affirmed are enclosed:

| Title of Case.                           | Date of Your<br>Letter of Transmittal. |
|------------------------------------------|----------------------------------------|
| Elizabeth Davis,                         | February 14, 1907.                     |
| James C. Williamson,                     | February 19, 1907.                     |
| Ruth A. Davis,                           | February 19, 1907.                     |
| Bidipher Nicholson,                      | February 19, 1907.                     |
| Robert A. Abney                          | February 19, 1907.                     |
| Makepeace Miller,                        | February 19, 1907.                     |
| Margaret J. Emerson,                     | February 19, 1907.                     |
| Sarah F. Miller,                         | February 14, 1907.                     |
| William Clifford Dawson,                 | February 21, 1907.                     |
| Lorene and Preston Davis Smith,          | February 23, 1907.                     |
| Rosa Haynes (Freedman),                  | February 17, 1907.                     |
| Willie Fletcher Hurst,                   | February 23, 1907.                     |
| John W. Chandler,                        | February 21, 1907.                     |
| Laura Coats,                             | February 15, 1907.                     |
| Charlotte E. Bonds,                      | February 18, 1907.                     |
| Thomas Jacob et al.,                     | February 21, 1907.                     |
| Elizabeth and Charles Colbert (Freedmen) | February 17, 1907.                     |
| Frank E. Brandon,                        | February 18, 1907.                     |
| Roxie Hill (Freedman),                   | February 18, 1907.                     |

-2-

Accopy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,  
Assistant Secretary.

19 inc. and 38 inc.  
to Ind. Of.  
A F Mc

3-2-07

Cherokee F.  
H.B. 521

Muskogee, Indian Territory, March 11, 1907.

Tinker Haynes,  
Talala, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the application for the enrollment of your child, Rosa Haynes, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED

Encl. H-58  
JMH

Commissioner.

Cherokee F.  
H.B.821

CONFIDENTIAL

Muskogee, Indian Territory, March 11, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 17, 1907, rejecting the application for the enrollment of Rosa Haynes as a Cherokee freedman, was affirmed by the Department, March 2, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. H-80  
JMH

SIGNED  
Commissioner.

Cher Fr M 522

Cher Fr M 522

*No.*

*Probate*

---

*In the Matter of the Inquiry into the  
Insanity of*

*Certified Copy of Order of  
Commitment.*

---



Received, at the \_\_\_\_\_  
at \_\_\_\_\_  
this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 190 \_\_\_\_\_,  
from \_\_\_\_\_, Marshal of the  
United States for the Indian Territory, Northern District,  
the body of the within-named defendant  
\_\_\_\_\_, together with a copy of this writ.

I Certify that I have, in obedience to the within copy of judgment, sentence, and  
order of commitment, deliver the within-named \_\_\_\_\_,  
together with a copy of the within copy of order of commitment, into the custody and  
hands of the \_\_\_\_\_, at \_\_\_\_\_, on  
the \_\_\_\_\_ day of \_\_\_\_\_, 190 \_\_\_\_\_, and have his receipt therefor indorsed  
thereon, as within I am commanded.

United States Marshal for the Indian Territory, Northern District

By \_\_\_\_\_

Deputy.

In the United States Court for the Northern District of the Indian Territory,  
at *Vinita*,

In the Matter of the Inquiry into the Insanity of

*Louis Martin*

No. *1244*

Now on this the *19*<sup>th</sup> day of *January* A. D. 190*6*, the above  
entitled matter coming on to be heard upon the application of *W. H. Darrough*,  
*U. S. Marshal* charging one  
*Louis Martin* with being insane,  
and praying that inquiry thereof be had.

And Thereupon the said *Louis Martin*  
was brought into open Court; and comes a jury of twelve good and lawful men, who are  
duly empanelled and sworn as the law directs. Said jury having heard the evidence and  
the instructions of the Court, and after due deliberation return into open Court the fol-  
lowing verdict, to-wit: "We the Jury duly empanelled and sworn in the above entitled  
matter do find from the law and the evidence that the said

*Louis Martin* is a person of unsound mind.  
*W. C. Chamberlain* Foreman."

Thereupon It Is considered, ordered and adjudged by the Court that the said  
*Louis Martin* is a person of unsound mind  
and that he be remanded to the custody of the United States Marshal to be by him  
delivered to the United States Indian Inspector for the Indian Territory, upon his demand,  
in order that he may be confined in an Insane Asylum, as required by law.

*Joseph A. Gill*  
Judge of the United States Court.

I, Chas. A. Davidson, Clerk of the United States Court in the Indian Territory,  
Northern District, hereby certify that the foregoing is a true and correct copy of the  
judgment, and order in the above entitled cause, as the same appears of record.

In Testimony Whereof, I have hereunto set my hand and affixed  
the seal of said Court at *Vinita*, in said  
Indian Territory, this *18*<sup>th</sup> day of *July* A. D. 190*6*

*Chas A Davidson* Clerk.  
By *J. A. Chandler* Deputy.

CHEROKEE FREEDMAN

100

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved

April 26, 1906.

*Gladis Martin*

as a citizen of

*Cherokee*

Nation.

*W. H. P.*  
Approved

190

Commissioner.

FILED

AUG 11 1906

RECEIVED

JUL 26 1906

## DEPARTMENT OF THE INTERIOR

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Gladdis Martin born on the 24<sup>th</sup> day of July 1903.  
 (Here insert name of child)  
 Name of father: General Blunt Martin, a citizen of the Cherokee Nation.  
 Name of mother: Louie Martin, a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Freedom citizen of the Cherokee Nation.  
 Tribal enrollment of mother: Freedom citizen of the Cherokee Nation.  
 Postoffice: Wikitla, Indian Territory.

## AFFIDAVIT OF MOTHER,

United States of America, Indian Territory, } Is of unsound mind.  
Northern District. }  
 I, General Blunt Martin  
Louie Martin on oath state that I am 29  
 years of age and a citizen by Freedom of the Cherokee Nation;  
 that Louie Martin is the lawful wife of General Blunt Martin who is a citizen,  
 by of the Cherokee Nation; that a female child was  
 (Male or Female)  
 born to me on the 24<sup>th</sup> day of July, 1903, that said child has been  
 named Gladdis Martin, and was living March 4, 1906.  
That I am the father of said child and Louie Martin  
its mother is a person of unsound mind.  
 WITNESSES TO MARK:

Must be Two  
WitnessesGeneral Blunt MartinSubscribed and sworn to before me this 24<sup>th</sup> day of July, 1906.My Comm. Exp. Dec 17-1909W. E. Cross  
Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

United States of America, Indian Territory, }  
Northern District. }  
 I, Eliza Hardrick a woman and midwife  
 attended on Louie Martin wife of General Blunt Martin  
 on the 24<sup>th</sup> day of July, 1903; that there was born to her on said  
 date a female child; that said child was living March 4, 1906; and is said to have been  
 (Male or Female)  
 named Gladdis Martin.

WITNESSES TO MARK:

Must be Two  
WitnessesGuy Patton  
Charles MayfieldSubscribed and sworn to before me this 21<sup>st</sup> day of July, 1906.My Comm. Ex.June 24, 1908.M. Briner  
Notary Public.

*Joe*  
CHEROKEE FREEDMAN  
100

*522*

IN RE

Application for Enrollment of  
MINOR CHILD

Act of Congress Approved

April 26, 1906.

*Joy Martin*  
as a citizen of  
*Cherokee* Nation.

*G.H.L.* JAN 11 1907  
Approved 190

*[Signature]*  
Commissioner.

FILED  
AUG 11 1906

*[Signature]*  
Comm.

RECEIVED

JUL 25 1906

## DEPARTMENT OF THE INTERIOR

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Joy Martin (Here insert name of child) born on the 30 day of November 1905  
 Name of father: General Blunt Martin a citizen of the Cherokee Nation.  
 Name of mother: Louie Martin a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Freedman Citizen of the Cherokee Nation 2910  
 Tribal enrollment of mother: Freedman Citizen of Cherokee Nation 1968  
 Postoffice Vinita, I. T.

## AFFIDAVIT OF MOTHER

United States of America, Indian Territory, }  
Northern District. }

I, General Blunt Martin on oath state that I am 29  
 years of age and a citizen by Freedman of the Cherokee Nation;  
 that I am the lawful wife of Louie Martin who is a citizen,  
 by Freedman of the Cherokee Nation; that a female child was  
 (Male or Female)  
 born to me on the 30 day of November, 1905; that said child has been  
 named Joy Martin, and was living March 4, 1906.  
General Blunt Martin

WITNESSES TO MARK:

Must be Two  
 Witnesses

Subscribed and sworn to before me this 25 day of July 1906.

O'Druevill  
 Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

United States of America, Indian Territory, }  
No District. }

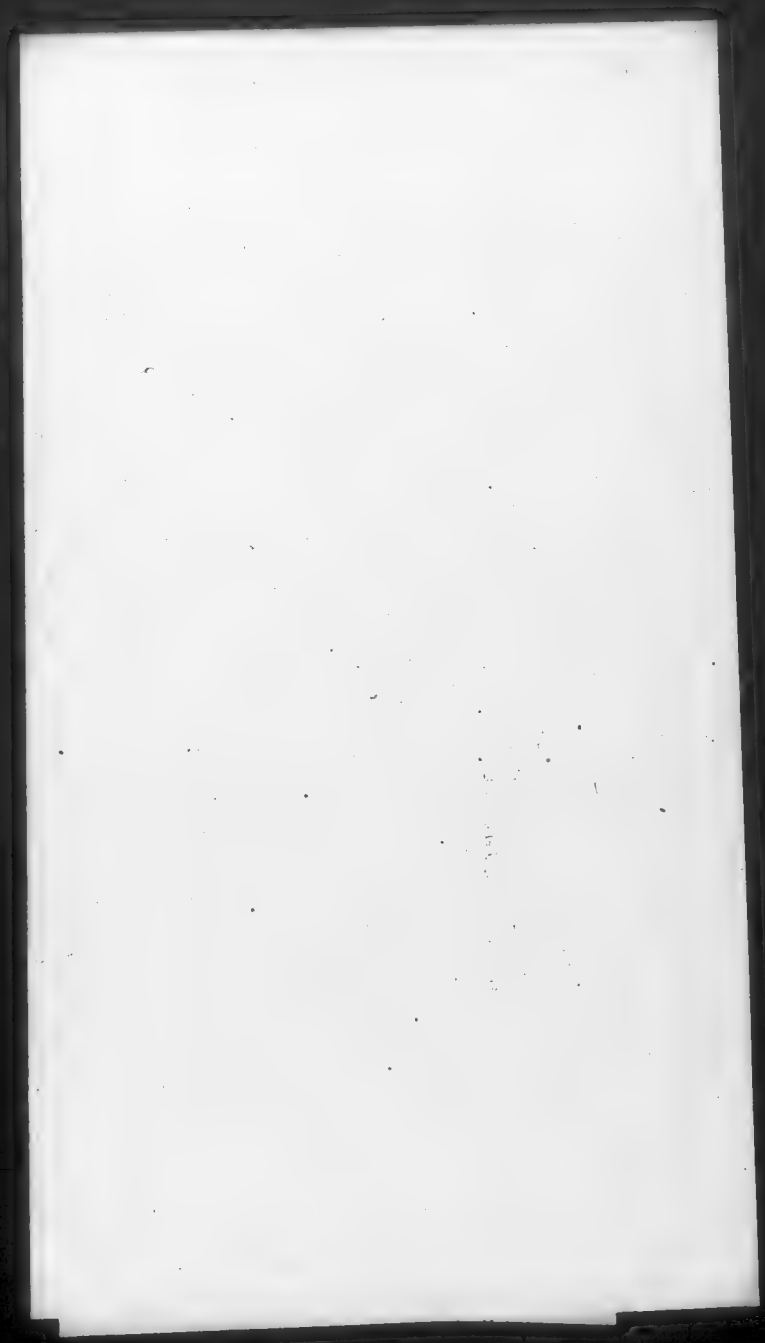
I, Sophia J. Breakbill a mid-wife, on oath state that I  
 attended on Louie Martin wife of General Blunt Martin  
 on the 30 day of November 1905; that there was born to her on said  
 date a female child: that said child was living March 4, 1906; and is said to have been  
 (Male or Female)  
 named Joy Martin.

WITNESSES TO MARK:

Must be Two  
 Witnesses

Subscribed and sworn to before me this 25 day of July 1906.

O'Druevill  
 Notary Public.



DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
CHEROKEE LAND OFFICE,  
TAHLEQUAH, I.T. AUGUST 3, 1904.

In the matter of the application of Sophia J. Breakbill  
for the enrollment of herself and children, Louie, Stella, Isaac and  
Mary Breakbill, as Cherokee Freedmen.

GENERAL BLUNT MARTIN, being duly sworn and examined by  
the Commission, testified as follows:

- Q What is your name? A General Blunt Martin.  
Q How old are you? A 26.  
Q What is your post office? A Vinita.  
Q Are you a Cherokee Freedman.  
Q Are you married? A Yes sir.  
Q Have you married since you were enrolled? A Yes sir.  
Q What is the name of your wife? A Louie Breakbill.  
Q Is she a Cherokee Freedman? A Yes sir.  
Q When were you and she married? A We were married the 23rd day  
of August I think. (Hands Commission certificate)  
Q This marriage certificate states that you were married August 23,  
1903; is that correct? A Yes sir.  
Q Are you and she living together now? A Yes sir.
- 

Mary B. Risser, being duly sworn, states that as steno-  
grapher to the Commission to the Five Civilized Tribes, she correct-  
ly recorded the testimony in this case and that the foregoing is a  
true and complete transcript of her stenographic notes therein.

Mary B. Risser

Subscribed and sworn to before me this August 11, 1904.

J. H. Risser  
Notary Public:



U.S. DEPARTMENT OF THE INTERIOR

COMMISSION TO THE INDIAN TRIBES.

FILED  
MAY 17 1908

CHURCH

Department of the Interior,  
Commission to the Five Civilized Tribes,  
Vinita, Indian Territory, February 28th, 1903.

In the matter of the application of  
General Blunt Martin for the enrollment  
of himself and son, Felix Martin, as  
Cherokee Freedmen.

Cherokee #F-873.

Bert Lynch, being duly sworn, testified as follows:

Examination by the Commission.

- Q. State your name? A. Bert Lynch.  
Q. How old are you? A. 29 years old.  
Q. What is your post office? A. Vinita.  
Q. Are you a citizen of the Cherokee Nation? A. Yes, sir;  
Cherokee by blood.  
Q. Do you know General Blunt Martin? A. I know Blunt; yes,  
sir.  
Q. Do you know his wife Martha? A. Yes, sir.  
Q. Do you remember when they were married? A. I remember  
they was married but I don't remember the year.  
Q. Did you see them married? A. Yes, sir.  
Q. Who married them? A. John Duncan.  
Q. Who was John Duncan? A. He was clerk. He was arrested  
before that.  
Q. What was he arrested for? A. This girl had him arrested.  
Q. John Duncan married them? A. Yes, sir.  
Q. You saw him marry them? A. I guarded him. I was  
guarding him. At the time he was arrested.  
Q. You saw Duncan perform the ceremony? A. Yes, sir.  
Q. Do you know his child Felix? A. Why, I have seen him  
but I wouldn't know him from any other child.  
Q. How long did they live together after that? A. I don't  
know.  
Q. You know they did live together? A. I couldn't tell you.  
Q. You simply know they were married? A. I simply know  
they were married. I know they were married. I was guarding him.  
Q. This girl accused Martin of being the father of a child  
to which she expected to give birth? A. Yes, sir.  
Q. That child was born after they were married? A. Yes, sir;  
the child was born after they were married.

Jesse O. Carr on oath states that as stenographer to the  
Commission to the Five Civilized Tribes he reported the above  
entitled case and that the foregoing is a true and complete  
transcript of his stenographic notes thereof.

Subscribed and sworn to before me this ... day of May, 1903.

*Jesse O. Carr*  
*Samuel Foreman*  
Notary Public.

Supplemental D-189  
(D-189 transferred to straight card.)

Department of the Interior,  
Commission to the Five Civilized Tribes,  
Vinita, I.T., May 20, 1901.

In the matter of the application of General Blunt Martin for  
the enrollment of himself and one child as Cherokee Freedmen.

General Blunt Martin, being duly sworn and examined by Commis-  
sioner Needles, testified as follows:

Q What is your name? A General Blunt Martin.

Q Your age is 23 is it? A Well, I am 24, was the 14th of this  
last January.

Q We have upon our rolls one Robert Martin, on the Cherokee rolls  
as General Blunt Martin. Are you the identical man? A I am the  
man.

Q You were in the penitentiary, were you? A Yes, sir, I was;  
I made my arrival here yesterday.

Q And just arrived here yesterday? A Yes, sir.

Q Have you any children? A Yes, sir, I have one.

Q Named Felix? A Yes, sir.

Q Is Felix Martin living? A Yes, sir.

Q Martha what was the name of its mother? A Martha Rowe.

Q Were you married to her? A Yes, sir.

Q Before the birth of the child? A Yes, sir.

Q Well you have been enrolled as Robert Martin; that isn't your  
proper name and you desire to be enrolled as General Blunt Martin?

A Yes, sir.

Q Your name is found upon the authenticated roll of 1880 as General  
Blunt Martin? A As General Blunt Martin, yes, sir.

Commissioner: The records show that the applicant has  
been enrolled on the 6th of May, 1901, by this Commission as  
Robert Martin, on doubtful card D-189. He was placed upon a  
doubtful card for the reason that he was at that time incarcer-  
ated in the penitentiary, and couldn't be present himself. He  
now presents himself in person, having been liberated, and  
asks that his name be properly enrolled as General Blunt Martin,  
as his name is found upon the authenticated roll of 1880. The  
name of Robert Martin and his son Felix will be changed from  
doubtful card D-189 to a straight card and he will be enrolled  
as a Cherokee Freedman.

\*\*\*\*\*

Bruce C. Jones, being duly sworn, says that as stenographer to  
the Commission to the Five Civilized Tribes he correctly recorded the  
proceedings and testimony in the above case, and the foregoing is a  
true and complete transcript of his stenographic notes thereof.

Bruce C. Jones

Sworn to and subscribed before me this the 21st of May, 1901.

W. H. Needles

Commissioner.

5. 224  
Affidavit of Death.

Death of,  
Joy Martin,

Made by,

APR 24 1907

Vinita, I.T. April 23rd, 1907.

This is to certify, that I have known Blunt Martin and wife for more than 15 years, and I also knew their Child Joy Martin, I do not remember her exact age, but she was about 1, 1/2, years old when she died, and she died some time in May, 1906. I do not remember the date,

I live in Vinita, and have a farm on Grand River where I stay part of the time, the above facts about the death of Joy Martin is from my own personal knowledge,

I further say that I have no interest in the filing of said Joy Martin, or in the said Blunt Martin, or in any way interest in them.

Jesse Roanil

Subscribed and sworn to before me this the 23rd day of April 1907.

F. M. Smith p

Notary Public,

My com, Exp. 21st day of May 1908.

J. Y. B. 522-

32

IN RE  
THE DEATH OF

Joy Martin

A CITIZEN OF THE

Cherokee Nation

~~SK~~  
Approved

APR 24 1907

190

~~Commissioner~~  
Commissioner

APR 24 1907

CHEROKEE NATION

**Department of the Interior,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of Joy Martin  
(Here insert name of deceased)  
 citizen of the Cherokee Nation, who formerly resided at or near  
May 1906  
(Here insert name of post office) Ind. Ter., and died on the 10 day of

**AFFIDAVIT OF RELATIVE**

Major Territory  
Western District  
 I, Henry Blunt Martin, on oath state that I am 30  
 years of age and a citizen, by Cherokee Nation;  
 that my postoffice address is May Ind. Ter.; that I am  
(Here insert name of postoffice)  
 of Joy Martin  
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)  
 who was a citizen, by Cherokee Nation  
 and that said Joy Martin died on the 10 day of  
(Here insert name of deceased) May 1906  
 WITNESSES TO MARK: Henry Blunt Martin

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this

24 day of

April

1907

B. P. Reames  
Notary Public.

**AFFIDAVIT OF ACQUAINTANCE**

I, \_\_\_\_\_, on oath state that I am \_\_\_\_\_  
 years of age, and a citizen by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
 that my postoffice address is \_\_\_\_\_, Ind. Ter.;  
(Here insert name of postoffice)  
 that I was personally acquainted with \_\_\_\_\_  
(Here insert name of deceased)  
 who was a citizen, by \_\_\_\_\_ of the \_\_\_\_\_ Nation;  
 and that said \_\_\_\_\_ died on the \_\_\_\_\_ day of \_\_\_\_\_  
(Here insert name of deceased)

WITNESSES TO MARK:

(Must Be Two  
Witnesses)

Subscribed and sworn to before me this

day of

190

Notary Public.

Muskogee, Indian Territory, August 1, 1906.

General Blunt Martin,  
Vinita, Indian Territory.

Dear sir:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Jay Martin, born November 30, 1905.

Respectfully,

H.J.C.

Commissioner



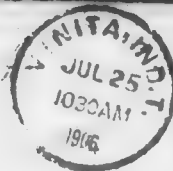
DEPARTMENT OF JUSTICE.

Northern District of Indian Territory.

Return in Five Days to

U. S. MARSHAL'S OFFICE,  
VINITA, INDIAN TERRITORY.

139  
121



OFFICIAL, BUSINESS

Penalty for private use, \$500.





Cher Fr M 523

Cher Fr M 523

CHEROKEE FREEDMAN

199

523

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

*Myrtle Carter*

as a citizen of

*Cherokee*

Nation.

Approved..... 190...

Commissioner.

FILED

*July 25, 1906*

~~July 25, 1906~~

*Myrtle Carter*  
*Cherokee Nation*

RECEIVED

JUL 25 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Myrtle Carter born on the 22 day of December, 1903  
(Here insert name of child)  
Name of Father: John Carter a citizen of the Cherokee Nation.  
Name of Mother: Minnie Carter a citizen of the Cherokee Nation. 3259  
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman  
Postoffice: Tulsa, Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Minnie Carter, on oath state that I am 22  
years of age and a citizen by Freedman Roll, of the Cherokee Nation;  
that I am the lawful wife of John Carter, who is a citizen, by  
Freedman Roll, of the Cherokee Nation; that a Female child was  
(Male or Female)  
born to me on 22 day of December, 1903; that said child has been named  
Myrtle Carter, and was living March 4, 1906.

Signature  
WITNESSES TO MARK: F. M. Rodolf  
Dr. D. P. Pichler

[Must be Two Witnesses] {  
Subscribed and sworn to before me this 24 day of July, 1906.

my comm. expires April 11<sup>th</sup> 1909

F. M. Rodolf  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, John Low, M.D., of Miami Carter, on oath state that I  
am the uncle of Myrtle Carter, and was present when Louisa Ferguson  
attended on Minnie Carter, wife of John Carter,  
on the 22 day of December, 1903; that there was born to her on said date a Female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Myrtle Carter.  
That said Louisa Ferguson attended as midwife, and died at Court  
d. 7. on or about July 1, 1905.  
John X Low  
mark

WITNESSES TO MARK:

F. M. Rodolf  
[Must be Two Witnesses] { Dr. D. P. Pichler

Subscribed and sworn to before me this 24 day of July, 1906.

F. M. Rodolf

Notary Public.

my Comm. expires April 11<sup>th</sup> 1909

*JCC*

199

**IN RE**  
**Application for Enrollment of**  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

*Mary H. Carter*.....  
as a citizen of

*Cherokee*..... Nation.

Approved..... 190.....

*[Signature]*  
Commissioner.

RECEIVED  
**FILED**

AUG 1 1906

*[Signature]*  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Myrtle Carter (Here insert name of child), born on the 22 day of December, 1903.  
Name of Father: John Carter a citizen of the U. S. Nation.  
Name of Mother: Minnie Carter a citizen of the Cherokee Nation.  
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: F. 3359  
Postoffice: Tulsa, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Minnie Carter, on oath state that I am 22 years of age and a citizen by adoption of the Cherokee Nation; that I am the lawful wife of John Carter, who is a citizen, XX of the United States Nation; that a female child was born to me on 22 day of December, 1903; that said child has been named Myrtle Carter, and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 20<sup>th</sup> day of August, 1906.

My Comm. expires April 11 1909

J. M. Rodolf

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, John Low, 32 years of age, on oath state that I was present on the 22nd day of December 1903 when Louisa Ferguson attended on Minnie Carter wife of John Carter on the 22 day of December, 1903; that there was born to her on said date a female child; that said child was living March 4, 1906, and is said to have been named Myrtle Carter. That said Louisa Ferguson attended as Mid-wife and died on or about August 1st 1905.

WITNESSES TO MARK:

[Must be Two Witnesses]

Subscribed and sworn to before me this 20<sup>th</sup> day of August, 1906.

My Comm. expires April 11 1909

John X Low

J. M. Rodolf

Notary Public.

*for*

CHEROKEE FREEDMAN

*573*

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 28, 1906.

*Marguerite Carter*

as a citizen of

*Cherokee*

Nation.

Approved

190...

*[Signature]*

Commissioner.

FILED

*(July 25)  
1906*

~~AUG 11 1906~~

*[Signature]*

COMM.

RECEIVED

JUL 25 1906



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Marguerite Carter born on the 19<sup>th</sup> day of July, 1905  
(Here insert name of child)  
Name of Father: John Carter a citizen of the Cherokee Nation.  
Name of Mother: Minnie Carter a citizen of the Cherokee Nation.  
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: Cherokee Freedman 3359  
Postoffice: Tulsa, Indian Territory

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Minnie Carter, on oath state that I am 22  
years of age and a citizen by Freedman Roll of the Cherokee Nation;  
that I am the lawful wife of John Carter, who is a citizen, by  
Freedman Roll, of the Cherokee Nation; that a Female child was  
(Male or Female)  
born to me on 19<sup>th</sup> day of July, 1905; that said child has been named  
Marguerite Carter, and was living March 4, 1906.

WITNESSES TO SIGNATURE

J. M. Rodolf  
[Must be Two Witnesses] { Ira D. Kilcher

Subscribed and sworn to before me this 24<sup>th</sup> day of July, 1906.  
J. M. Rodolf  
my comm. expires April 11<sup>th</sup> 1909. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Lula Hogg, a Mid-wife, on oath state that I  
attended on Minnie Carter, wife of John Carter,  
on the 19<sup>th</sup> day of July, 1905; that there was born to her on said date a Female  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named Marguerite Carter  
Lula Hogg

WITNESSES TO SIGNATURE

J. M. Rodolf  
[Must be Two Witnesses] { Ira D. Kilcher

Subscribed and sworn to before me this 24<sup>th</sup> day of July, 1906.  
J. M. Rodolf  
my Comm. expires April 11<sup>th</sup> 1909 Notary Public.

Muskogee, Indian Territory, August 1, 1906.

Minnie Carter,

Tulsa, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the applications for the enrollment as citizens of the Cherokee Nation of Marguerite Carter, born July 19, 1905, and Myrtle Carter, born December 22, 1903.

Respectfully,

H.J.C.

Commissioner.

Washoe, Indian Territory, August 2, 1904.

F. M. Redolf,

Tulsa, Indian Territory.

Dear Sir:

This office is in receipt on July 25, 1904, of the applications for the enrollment as citizens of the Cherokee Nation of Myrtle Carter, born December 22, 1903 and Marguerite Carter, born July 19, 1905.

Respectfully,

H.J.C.

Commissioner.

REFERS IN REPLY TO THE FOLLOWING:

Cherokee F.  
N. B. 523.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, August 15, 1906.

Minnie Carter,

Tulsa, Indian Territory.


Dear Madam:

In connection with the applications for the enrollment of your children, Marguerite and Myrtle Carter, as Cherokee freedmen, you are advised that the notary before whom the affidavits were executed is a witness to the signature by mark of John Lowe, who was present at the birth of Myrtle Carter.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, having all signatures by mark witnessed by two persons other than the notary before whom the affidavit is executed. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully



Incl.C-18  
LHC

Commissioner.

C72

|                                  |
|----------------------------------|
| COPIES IN FULL TO THE FOLLOWING: |
| Cherokee F.                      |
| N. B. 523.                       |
|                                  |
|                                  |

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, December 7, 1906.

Minnie Carter,  
Tulsa, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of your children, Myrtle and Marguerite Carter, as Cherokee freedmen, you are directed to forward to this office by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said children's father.

You are requested to return this letter with your reply.

Respectfully,

LMC

  
Acting Commissioner.

Set. Testimony of  
Marriages

1168

Department of the Interior.

Commissioner to the Five Civilized Tribes,  
MUSKOGEE, IND. TER.

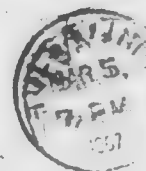


Minnie Carter,

~~Tulsa, Indian Territory.~~

Department of the Interior.

Commissioner to the Five Civilized Tribes,  
MUSKOGEE, IND. TER.



John Carter,

~~Tulsa, Indian Territory.~~







*Cherokee*  
*To No 524*

In re application for  
enrollment as a citizen of  
the Cherokee Nation of  
Orchid Laveryne Porter, a  
minor child (female).

Cherokee Freedman.

Department of the Interior,  
Commissioner to the Five Civil-  
ized Tribes.

Filed

Aug. 11, 1906. (Signed)  
Tams Bixby, Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In re application for enrollment as a citizen of the Cherokee  
Nation of Orchid Laveryne Porter, born on the 3rd day of January,

1903.

Name of Mother, Flora Porter, nee Flora Walker, a daughter of Emily  
Grimmett

A citizen of the Cherokee Nation;

Name of father, William E. Porter, a citizen of the United States;

Post Office address

Chetopa, Kansas

Affidavit of Mother.

State of Kansas, ) SS  
County of Labette )

I, Flora Porter, on oath state that I am 21 years of age  
and am a citizen of the Cherokee Nation, by reason of being the  
daughter of Emily Grimmett, a Cherokee Freedwoman; that I am the  
lawful wife of William E. Porter, who is a citizen by adoption of  
the Cherokee Nation; that a female child was born to me on the 3rd  
day of Jan., 1903; that said child has been named Orchid Taveryne  
Porter and was living March 4th 1906.

Flora Porter.

Subscribed and sworn to before me this 23rd day of July 1906.

A. R. Bell,  
Notary Public.

(SEAL)

My Commission will expire 10/10/07.

Affidavit of Midwife.

State of Kansas ) SS  
County of Labette )

I, Mary Hudley, a Midwife, on oath state that I attended  
on Mrs. Flora Porter, wife of William E. Porter, on the 3rd day of  
Jan. 1903; that there was born to her on that date a female child;  
that said child is said to have been named Orchid Laveryne Porter  
and is now living.

her  
Mary X Hudley  
mark

Witnesses to mark  
C. D. Murdock  
Riley Rupert

Subscribed and sworn to before me this 23rd day of July 1906.

A. R. Bell,  
Notary Public.

(SEAL)

My Commission will expire 10/10/07.

In re application for  
enrollment as a citizen  
of the Cherokee Nation  
of Clarinda Edith Porter  
(Female., a minor child.

Cherokee Freedman  
Department of the Interior,  
Commissioner to the Five Civil-  
ized Tribes.

Filed  
August 11, 1906. (Signed)  
Tams Bixby, Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In re application for enrollment as a citizen of the Cherokee  
Nation of Clarinda Edith Porter born on the 13th day of May  
1904 .

Name of mother, Flora Porter, nee Flora Walker, a daughter of  
Emily Grimmett

A citizen of the Cherokee Nation;

Name of father, William E. Porter a citizen of the United States.  
Post office address,  
Chetopa, Kansas.

Affadavit of Mother.

State of Kansas )  
County of Labette ) ss

I, Flora Porter, on oath state that I am 21 years of age  
and am a citizen of the Cherokee Nation, by reason of being the  
daughter of Emily Grimmett, a Cherokee Freedwoman; that I am the  
lawful wife of William E. Porter, who is a citizen by adoption of  
the Cherokee Nation; that a female child was born to me on the  
13th day of May 1904 ; that said child has been named  
Clarinda Edith Porter and was living  
March 4th 1906.

Flora Porter

Subscribed and sworn to before me this 23rd day of July 1906.

A. R. Bell,  
Notary Public.

(Seal)

My Commission will expire 10/10/07.

Affidavit of Midwife.

State of Kansas/ )  
County of Labette ) ss

I, Mary Patterson, a Midwife, on oath state that I attended  
on Mrs. Flora Porter, wife of William E. Porter, on the 13th day of  
May 1904 ; that there was born to her on that date a female  
child; that said child is said to have been named Clarinda Edith  
Porter and is now living.

Mary Patterson

Subscribed and sworn to before me this 23rd day of July 1906.

(SEAL)

My Commission will expire 10/10/07.

*Cherokee*  
F.N.B. 524

In re application for  
enrollment as a citizen  
of the Cherokee Nation  
of Ernestine Belle Porter,  
a minor child, (Female)

Cherokee Freedman.

Department of the Interior,  
Commissioner to the Five Civil-  
ized Tribes.

Filed Aug. 11, 1906.

(Signed) Tams Bixby,  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In re application for enrollment as a citizen of the Cherokee  
Nation of Ernestine Belle Porter born on the 20th day of Mch.  
1906 .

Name of mother, Flora Porter, nee Flora Walker, a daughter of  
Emily Grimmett

A citizen of the Cherokee Nation;

Name of father/ William E. Porter a citizen of the United States.

Post office address,  
Chetopa, Kansas.

Affidavit of Mother.

State of Kansas        )  
County of Labette    ) ss

I, Flora Porter, on oath state that I am 21 years of age  
and am a citizen of the Cherokee Nation, by reason of being the  
daughter of Emily Grimmett, a Cherokee Freedwoman; that I am the  
lawful wife of William E. Porter, who is a citizen by adoption of  
the Cherokee Nation; that a female child was born to me on the  
20th day of Mch 1906 ; that said child has been named  
Ernestine Belle Porter and was living  
March 4th 1906.

Flora Porter

Subscribed and sworn to before me this 23rd day of July 1906.

(Seal)  
My Commission will expire 10/10/07.

A. R. Bell,  
Notary Public.

Affidavit of Midwife.

State of Kansas/    )  
County of Labette ) ss

I, Mary Hudley a Midwife, on oath state that I attended  
on Mrs. Flora Porter, wife of William E. Porter, on the 20th day of  
Mch 1906 ; that there was born to her on that date a female  
child; that said child is said to have been named Ernestine Belle  
Porter and is now living.

Witnesses to mark: C. D. Murdock  
Riley Rupert

Mary <sup>her</sup> Hudley

Subscribed and sworn to before me this 23rd day of July 1906.

(SEAL)  
My Commission will expire 10/10/07.

(Signed) A. R. Bell.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----

In the matter of the applications for the enrollment of Orchid Laveryne Porter, Clarinda Edith Porter, and Ernestine Belle Porter, as Cherokee freedmen.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation, of Orchid Laveryne, Clarinda Edith and Ernestine Belle Porter, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Orchid Laveryne, Clarinda Edith and Ernestine Belle Porter, are the minor children of one William E. Porter, a non-citizen of the Cherokee Nation, and Flora Porter, nee Walker, whose application for enrollment as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, April 20, 1904, and its action was approved by the Secretary of the Interior June 3, 1904, I. T. D. 4236-1904. It is further shown that the said Ernestine Belle Porter was born to them March 20, 1906.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am therefore of the opinion that I am without authority to receive or consider the applications for the enrollment of said Orchid Laveryne Porter, Clarinda Edith Porter, and Ernestine Belle Porter as Cherokee freedmen and I hereby decline to receive said applications.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 18 1907



W.C.F.

J.P.

PHE

D.C.18822-1904.  
I.T.D.4234-1904.  
L.R.S.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

Commission to the Five Civilized Tribes,  
Muskegee, Indian Territory.

June 3, 1904.

Gentlemen:

May 5, 1904, you transmitted the record in the matter of the application for enrollment as Cherokee freedmen of Emily Walker, et. al. (F.D.-710 et al.), including your decision of April 20, 1904, rejecting the applications for the enrollment of Emily, Fred, Flora, Bertha and Emma Walker, Ida, Pet L., Caroline and Emma Young, Hannah and Lottie Briggins.

Reporting in the matter May 23, 1904, the Acting Commissioner of Indian Affairs recommends that your decision be approved. A copy of his letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

Respectfully,

(Signed) Thos. Ryan.

Acting Secretary.

1 inclosure.

Muskogee, Indian Territory, August 1, 1906.

Flora Porter,

Chetopa, Kansas.

Dear Madam:

This office is in receipt on July 25, 1906, of the applications for the enrollment as citizens of the Cherokee Nation of Orchid Lavergne Porter, born January 3, 1903, Clarinda Edith Porter, born May 13, 1904, and Ernestine Belle Porter, born March 20, 1906.

Respectfully,

H.J.C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.  
N. B. 524

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, August 16, 1906.

Flora Porter,  
Chetopa, Kansas.

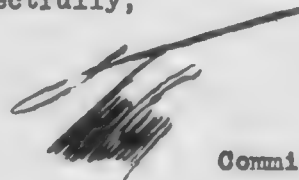
Dear Madam:

In connection with the applications for the enrollment of your children, Orchid Laverne, Clarinda Edith, and Ernestine Belle Porter, as Cherokee freedmen, you are advised that from the information contained in the affidavits as to the birth of said children, this office is unable to identify either you or your husband upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name applications were made for your enrollment, your ages, the names of your parents, and any members of your families with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

LMC

(COPY)

D.C.36180

Coffeyville, Kans. Agg 24, 1906.

Com. To Five Civilized Tribes.

Dear Sirs,

In reply to your letter of the 16' will say, The name that my application was made for enrollment, was Flora Walker, daughter of Emily Walker. Her former name was Emily Grimmett. My Fathers name was Fred Walker, and I was enrolled with my mother, sister Bertha, and brother Freddie. My name is now Flora Porter, having been united in marriage to him (Wm Porter) Feb. 26' 1902 my age is 20 or 21 I do know exactly my husbands age is 28,

I am very

Respectfully,

Flora Porter

212. W. 12. St.

Coffeyville Ks.

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED  
23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Luskooee, Indian Territory, February 28, 1907

Commissioner of Indian Affairs.

Washington, D.C.

Replying to your telegram this date, records show that case  
mentioned in Commissioner's letter of February 18, should be  
Orchid Laveryne Porter et al., instead of Herbert K. Hyde.  
Record in case Herbert K. Hyde transmitted February 20.

Collect.

SIXTY

COMMISSIONER

**READ THE NOTICE AND AGREEMENT ON BACK.**

Muskogee, Indian Territory, February 18, 1909.

**The Honorable,**

The Secretary of the Interior.

81r:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Herbert K. Hyde as a citizen by blood of the Cherokee Nation, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, refusing to receive said application.

Respectfully,

Shant de 6000 Louvre Paris - etc!

Encl. 3-48  
KLM.

Commissioner.

Through the Commissioner  
of Indian Affairs.

Cherokee Freedmen  
N. B. 524

Muskogee, Indian Territory, February 18, 1907.

William R. Porter,  
Chetopa, Kansas.

Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, refusing to receive your application for the enrollment of your minor children, Orchid Laveryne, Clarinda Edith and Ernestine Belle Porter, as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. E-11  
HLE

Commissioner.

Register.

Cherokee Freedmen

N. B. 524

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, refusing to receive the application for the enrollment of Orchid Laveryne, Clarinda Edith and Ernestine Belle Porter, as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-12  
BLE

Commissioner.



FORM 16.

TELEGRAM

Received at

25.DA.HY.RN.42-Govt.-

209 West Broadway,  
Old Homestead Bldg.

Washington, D.C. Feb. 28th-07.

Commissioner to the five civilized tribes,

Muskogee, I.T.

With your report February eighteenth about Herbert K. Hyde,  
you transmitted record in case of Orchid Laveryne Porter and others  
Hyde record has not been received nor has Porter report,  
answer.

Larrabee, acting Commissioner.

3:22 PM.

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

INCORPORATED

**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

ROBERT C. CLOWRY, President and General Manager.

|                |             |                    |
|----------------|-------------|--------------------|
| Receiver's No. | Time Filled | Check              |
|                |             | Government Collect |

**SEND** the following message subject to the terms  
on back hereof, which are hereby agreed to.

Muskogee, I. T., March 1, 1907.

Commissioner of Indian Affairs,  
Washington, D. C.

Replying to your telegram of February twenty-eight records of this office show that name of Herbert K. Hyde appears in letter of this office of February eighteenth transmitting record in Orchid Laveryne Porter case through error. Name in said letter should be Orchid Laveryne Porter, et al. The record in case of Herbert K. Hyde was transmitted February twentieth.

Bixby,

Commissioner

READ THE NOTICE AND AGREEMENT ON BACK.

LAND  
19000-1907  
21306-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed herewith record in the case of Orchid Laveryne Porter, et al., applicants for enrollment as Cherokee freedmen, together with the decision of the Commissioner of February 18, 1907, refusing to receive or consider the application.

Mr. Bixby's letter of transmittal accompanying this record refers to the case of Herbert K. Hyde, an applicant for enrollment as a citizen by blood of the Cherokee Nation.

The Commissioner in telegram of March 1, 1907, enclosed herewith, says that the case of Herbert K. Hyde was forwarded with letter prepared to accompany the record in the Porter case.

The Herbert K. Hyde case was forwarded to the Department on March 1, 1907, and the Office is informally advised that no papers accompanied that case which did not properly belong with it.

The Office has examined the record herewith transmitted and recommends that the Commissioner's decision denying the application for the enrollment of Orchid Laveryne, Clarinda Edith and Ernestine Belle Porter as Cherokee freedmen, be approved.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

AJW-EH

D.C.13321-1907.

J.P.  
W.H.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

LRS

I. T. D.

6970, 7446, 7514, 7536,  
7536, 7600, 7608, 7610,  
7620, 7624, 7640, 7642,  
7650, 7660, 7682, 7690,  
7700, and 7826, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship  
cases, adverse to the applicants, are hereby affirmed.  
Copies of Indian Office letters, submitting your reports and  
recommending that the decisions be affirmed, are enclosed:

| Title of Case.                      | Date of your<br>letter of transmittal. |
|-------------------------------------|----------------------------------------|
| Eva Johnson (freedman),             | February 23, 1907.                     |
| Grover C. Bean (by blood),          | February 23, 1907.                     |
| Luvada Keys (by blood),             | February 27, 1907.                     |
| Eliza J. Han (by blood),            | February 18, 1907.                     |
| Edith E. Rogers (by blood),         | February 27, 1907.                     |
| Vandie May Barham (by blood),       | February 16, 1907.                     |
| Elmer Clyde Callaway (by blood),    | February 21, 1907.                     |
| Alta J. Belton (by blood),          | February 16, 1907.                     |
| Della Cook (freedman),              | February 18, 1907.                     |
| Mary Hibbs (by intermarriage),      | February 26, 1907.                     |
| Effie May Jones, et al. (by blood), | February 23, 1907.                     |
| Ida M. Yarbrough (by blood),        | February 23, 1907.                     |
| Louisa M. Williams (intermarriage), | February 23, 1907.                     |
| Unum Laphate, et al. (by blood),    | February 23, 1907.                     |

|                                        |                    |
|----------------------------------------|--------------------|
| John E. Candiff (by blood)             | February 21, 1907. |
| Goldie Armstrong (by blood),           | February 23, 1907. |
| James E. Davenport (by intermarriage), | February 20, 1907. |
| Herbert K. Hyde (by blood),            | February 18, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

18 enclosures, and  
37 enclosures to Ind. Of.,  
with copy hereof.

WCF 3/3/07

Cherokee F  
W B 524.

COPY.

Muskogee, Indian Territory, March 20, 1907.

William B. Porter,  
Chetopa, Kansas.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the applications for the enrollment of your children as Cherokee freedmen, was affirmed by the Department March 4, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. HJ-40.  
HJC

*W. B. Porter*  
Acting Commissioner.

Cherokee F  
N N 226 et al.

Muskogee, Indian Territory, March 27, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decisions of the Commissioner to the Five Civilized Tribes, denying the applications for the enrollment of Eva Johnson, et al., as citizens of the Cherokee Nation, was affirmed by the Department March 4, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. HJ-22.  
HJC

Acting Commissioner.

Cher Fr M 525

Cher Fr M 525



Cherokee Freedman 525

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 28, 1906.

...Gartrude Reese.....

as a citizen of

...Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Department of the Interior  
Commissioner to the Five Civilized Tribes

FILED

AUG 11 1906

Tams Bixby,  
Commissioner

Received JUL 24, 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Gertrude Reese, born on the 3rd day of Sept. 1898.  
[Here insert name of child]  
Name of Father: Ranks Reese a citizen of the U. S. Nation.  
Name of Mother: Martha Beatrice Reese applicant for citizenship in  
a citizen of the Cherokee Nation.  
Tribal enrollment of father: Tribal enrollment of mother:  
Postoffice: Muskogee, Ind Ter

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
western District.

I, Martha Beatrice Reese, on oath state that I am 25  
years of age and a citizen of the Cherokee Nation;  
that I am the lawful wife <sup>was</sup> Ranks Reese, who is a citizen, by  
of the U. S. Nation; that a female child was  
[Male or Female]  
born to me on 3rd day of September 1898; that said child has been named  
Gertrude Reese and was living March 4, 1906.

SEAL

(Signed) Martha Beatrice Reese

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 24th day of July 1906.

(Signed) Floyd Hines

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
western District.

I, Katie Vann, a midwife, on oath state that I  
attended on Martha Beatrice Reese, wife of Ranks Reese  
on the 3rd day of Sept. 1898; that there was born to her on said date a female  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named  
Gertrude Reese

Katie Vann  
her  
mark

WITNESSES TO MARK:

SEAL

John Barnwell

[Must be Two  
Witnesses]

Percival Adams, Floyd Hines

Subscribed and sworn to before me this 24 day of July 1906.

(Signed) Floyd Hines

Notary Public.

DEPARTMENT OF THE INTERIOR

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, IND/ TER. JULY 24, 1906.

In the matter of an alleged application for the enrollment of GER TRUDE REESE as a Cherokee Freedman.

--:--

MARTHA BEATRICE REESE being duly sworn, testified as follows:

- Q. What is your name? A. Martha Beatrice Reese  
Q. How old are you? A. Twenty-five.  
Q. What is your postoffice? A. Muskogee.  
Q. You appear here to-day for the purpose of making an application for the enrollment of your minor child, Gertrude Reese?  
A. Yes sir.  
Q. In what way do you apply for the enrollment of your child, as a Cherokee by blood or as a Cherokee Freedman?  
A. As a Cherokee Freedman.  
Q. Is the child's father a non-citizen of the Cherokee Nation?  
A. Yes sir, he is a State man.  
Q. Have you ever made any application for enrollment as a Cherokee citizen? A. No, I have not, my mother has.  
Q. Did anyone ever make application for your enrollment?  
A. Katie Vann.  
Q. Did she make application for you? A. She has, yes sir.  
Q. Do you know whether she has or not? A. Yes, she has.  
Q. Do you know where application was made? A. I know when one was made, here in March, I forget the day now.  
Q. In what year? A. 1904  
Q. What form of application was it, Did she appear at the office of the Dawes Commission in person? A. Why, I don't know, I know she had Lawyer Blue, Blue & Bulger and made application for enrollment.  
Q. Have you ever received any letters from the Dawes Commission in regard to your case? A. No sir, I haven't.  
Q? Have you addressed any letters to the Dawes Commission in regard to your case? A. No sir.

A careful examination of the records of this office fails to show that any application of any character has ever been made for the enrollment of Martha Beatrice Reese or Vann, as a citizen of the Cherokee nation.

Gertrude Reese--2

Q. Have you any children besides your child Gertrude? A. No sir.  
Q. Is this she, this child here present? A. Yes sir.

--:-- --:--

The undersigned, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she correctly recorded the proceedings had in the above entitled cause and that the above and foregoing is a full, true and correct transcript of her stenographic notes thereof.

*Lucy M. Bowman*

Subscribed and sworn to before me this 7th day of August, 1906

*Charles Webster*  
Notary Public

Cherokee freedmen N.R. 825

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
Gertrude Reese as a Cherokee freedman.

--:--

O R D E R .

It is ordered that a copy of the testimony taken on  
November 7, 1905, in the matter of the application for the en-  
rollment of Lucy Chisholm (Katie Vann) as a citizen of the  
Cherokee Nation, be filed with and made a part of the record  
in the matter of the application for the enrollment of  
Gertrude Reese as a freedman citizen of the Cherokee Nation.

---

Commissioner

Dated at Muskogee, Indian Territory  
this \_\_\_\_\_

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, I. T., NOVEMBER 7, 1905.

In the matter of the alleged application for the enrollment of LUCY CHISHOLM (KATIE VANN) as a Cherokee freedman.

LUCY CHISHOLM, being first duly sworn, testified as follows:

ON BEHALF OF THE COMMISSIONER:

- Q What is your name? A Lucy Chisholm or Katie Vann.  
Q How old are you? A Well I don't know exactly, but my father said I was 12 years old when emancipation.  
Q What is your post office? A My post office is Muskogee.  
Q Have you a post office box? A No sir.  
Q You appear here for the purpose of making application for enrollment as a Cherokee freedman, do you? A Yes sir.  
Q Have you ever, prior to this time made application to the Commission to the Five Civilized Tribes for enrollment as a Cherokee freedman? A No sir.  
Q Have you ever drawn any money from the Cherokee Nation? A No sir.  
Q Have you ever been recognized by the Cherokee Tribal Authorities as a citizen of that Nation? A No sir, never did.  
Q Does your name appear on any of the Tribal Rolls of the Cherokee Nation? A No sir, because the name was, of course by my father's. I paid a man, Mr. Hally---  
Q When was that? A About two months ago, two or three months ago I guess.  
Q No application was ever made for you prior to this time? A No sir.  
Q Was that money you paid a man named Hally to represent you? A Yes sir, he said he knewed the name was there and said he could bring everything all through.

It doesnot appear from an examination of the records of this office that the name of the applicant is identified on any of the Tribal Rolls of the Cherokee Nation in the possession of this office. Neither doesit appear that she has ever been enrolled or recognized as a citizen of the Cherokee nation. The applicant admits that no application has ever prior to this time been made to the Commission to the Five Civilized Tribes or to this office, and the offer to submit testimony in this case is refused.

-----000-----

George H. Lessley, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, he reported the proceedings had in the above entitled cause, and that the above and foregoing is a true and correct transcript of his stenographic notes thereof.

*George H. Lessley*

Subscribed and sworn to before me this 10th day of November, 1905.

*Myron White*

Notary Public.

-2-

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

It appearing from the foregoing record that said Lucy Chisholm (Katie Vann) admits that no application was ever made by her or on her behalf for enrollment as a Cherokee Freedman prior to her appearance at this office on November 7, 1905, and there being no authority vested in me for receiving original applications at this time, I hereby decline to receive any application for the enrollment of said Lucy Chisholm (Katie Vann).

SIGNED:

*Jame Dixey*

Commissioner.

Dated at Muskogee, Indian Territory,

this NOV 24 1905

COPY.

Cherokee Freedmen N.B. 528

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment  
of Gertrude Reese as a Cherokee Freedman.

---:--

D E C I S I O N .

THE RECORDS OF THIS OFFICE SHOW: That on July 24, 1906, application was made for the enrollment, under the provisions of the Act of Congress approved April 26, 1906 ( 34 Stat., 137), of Gertrude Reese as a freedman citizen of the Cherokee Nation. Said Gertrude Reese is a child of Banks Reese, a non-citizen of the Cherokee Nation, and Martha Beatrice Reese, a claimant for Cherokee citizenship, and was born September 3, 1898. Testimony in connection with said application was taken at Muskogee, Indian Territory, on July 24, 1906. A copy of the testimony taken November 7, 1905, in connection with the application of Lucy Chisholm (Fatie Vann) for enrollment as a Cherokee freedman, is filed herewith and made a part of the record herein.

The record herein, and the records in the possession of the Commissioner, fail to show that any application was ever, prior to July 24, 1906, made for the enrollment as a citizen of the Cherokee Nation, of Martha Beatrice Reese, mother of said child.

The Act of Congress approved April 26, 1906 ( 34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, . . . ."

I am, therefore, of the opinion that under the pro-



visions of the Act of Congress above quoted, I am without authority to receive or consider an application for the enrollment as a Cherokee freedman of the said Gertrude Reese, and I hereby decline to receive said application.



Commissioner

Dated at Muskogee, Indian Territory,  
this OCT 27 1906

Muskogee, Indian Territory, August 1, 1906.

Martha Beatrice Reese,

Muskogee, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the application for the enrollment as a ~~member~~ of the Cherokee Nation of Gertrude Reese, born September 3, 1898.

Respectfully,

H.J.C.

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.  
N. B. 525.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, August 16, 1906.

Martha Beatrice Reese,

Muskogee, Indian Territory.

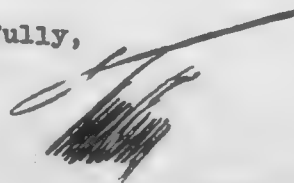
Dear Madam:

In connection with the application for the enrollment of your child, Gertrude Reese, as a Cherokee freedman, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a Cherokee freedman.

You are requested to advise this office under what name application was made for your enrollment, your age, the names of your parents, and any members of your family with whom you were enrolled. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

LMC

COPY.

Cherokee F.  
N.B.525

Muskogee, Indian Territory, October 26, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated October 27, 1906, refusing to receive the application of Martha Beatrice Reese for the enrollment of her minor child, Gertrude Reese, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The Secretary's action will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H.J.-16.  
H.J.C.

SIGNED *James D. Dyer*  
Commissioner.

COPY.

Muskogee, Indian Territory, October 27, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Gertrude Reese as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated October 27, 1906, refusing to receive said application.

Respectfully,

Encl. H. J. - 17.  
H. J. C.

ED:

*John H. ...*  
Commissioner.

Through the

Commissioner of Indian Affairs.

COPY:

Cherokee F.  
N.B.525

Muskogee, Indian Territory, October 27, 1906.

Martha Beatrice Reese,  
512 Fremont Ave.,  
Muskogee, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated October 27, 1906, refusing to receive your application for the enrollment of your child, Gertrude Reese, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The Secretary's action will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H.J.-15.  
H.J.C.

Register.

*Tame Dixey.*  
Commissioner.

COPY

Refer in reply to the following:

LAND:  
95926-1906

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

---

February 6, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated October 27, 1906, transmitting the record relative to the application of Gertrude Reese for enrollment as a Cherokee freedman.

On July 24, 1906, application was made to the Commissioner for the enrollment of Gertrude Reese as a Cherokee freedman.

On October 27, 1906, the Commissioner held that the applicant was not entitled to such enrollment.

The record shows that the applicant is the minor daughter of Banks Reese, a non-citizen, and Martha Beatrice Reese.

The Commissioner reports that no application was ever made for the enrollment of Martha Beatrice Reese as a Cherokee freedman prior to July 24, 1906.

As the applicant possesses no right to be enrolled other than that derived from her mother, the decision of the Commissioner adverse to her is recommended for approval.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

END-C

(COPY)

J.P.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

FILE.

February 12, 1907

I.T.D. 2610-1907.  
D.C. 8775-1907.

Direct.

LRS

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

October 27, 1906, you transmitted the record in the matter of the application for the enrollment of Gertrude Reese as a Cherokee freedman, together with your decision of the same date refusing to receive said application.

Reporting February 6, 1907 (Land 95926-06), the Indian Office recommends that your decision be approved. A copy of its letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

The papers in the case, and a carbon copy hereof, have been sent to the Indian Office.

Respectfully,

Thos Ryan

First Assistant Secretary

1 inclosure, and  
3 for Ind. Of.



Cherokee F.  
H.B. 525

Muskogee, Indian Territory, February 23, 1907.

Banks Reese,  
512 Fremont Avenue,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated October 27, 1906, refusing to receive or consider the application for the enrollment of your child, Gertrude Reese, as a Cherokee freedman, was affirmed by the Secretary of the Interior, February 12, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. H-61  
JMH

Commissioner.

Cherokee F.  
W.D. 526

Muskogee, Indian Territory, February 23, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

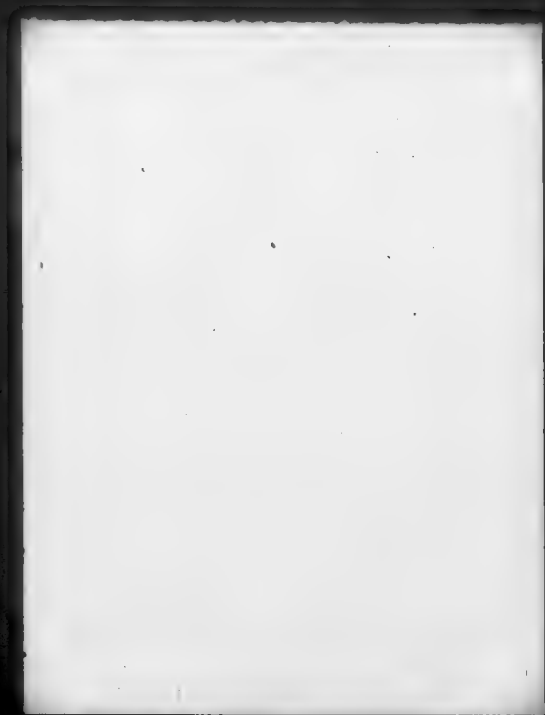
You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated October 27, 1906, refusing to receive or consider the application for the enrollment of Gertrude Reese as a Cherokee freedman, was affirmed by the Secretary of the Interior, February 12, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-62  
JMH

Commissioner.



Cher Fr M 526

Cher Fr M 526

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

.....Rosella Riley.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.  
.....

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D

AUG 11 1906.

Tams Bixby.  
Commissioner.

Received  
Jul 25 1906.

**DEPARTMENT OF THE INTERIOR,**  
**COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the ..... Cherokee ..... Nation,  
 Rosella Riley.  
 of ..... born on the 28 day of Feb. .... 1903.  
[Here insert name of child]  
 Name of Father: Ephram Riley ..... a citizen of the ..... Cherokee ..... Nation.  
 Name of Mother: Lula Dabney ..... a citizen of the ..... " ..... Nation.  
 Tribal enrollment of father: D. F. .... Tribal enrollment of mother: D. F. ....  
 Postoffice: Chelsea, I. T. ....

**AFFIDAVIT OF MOTHER.**

UNITED STATES OF AMERICA, Indian Territory, }  
 Northern Judicial ..... District. }

I, ..... Lula Dabney ..... on oath state that I am Nineteen .....  
 years of age and a citizen by adoption ..... of the ..... Cherokee ..... Nation;  
 that I am the lawful wife of ..... who is a citizen, by  
 adoption ..... of the ..... Cherokee ..... Nation; that a female ..... child was  
[Male or Female]  
 born to me on 28 day of Feb. .... 1903; that said child has been named  
 Rosella Riley ..... and was living March 4, 1906.

Lula Dabney

**WITNESSES TO MARK:**

[Must be Two Witnesses] { .....  
 ..... }

Subscribed and sworn to before me this 24 day of July 1906.

(SEAL)

John D. Miller

Notary Public.

**AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.**

UNITED STATES OF AMERICA, Indian Territory, }  
 Northern Judicial ..... District. }

I, Nancy Curls ..... a ..... midwife ..... on oath state that I  
 attended on Lula Dabney ..... wife of .....  
 on the 28 day of Feb. .... 1903; that there was born to her on said date a female .....  
[Male or Female]  
 child; that said child was living March 4, 1906, and is said to have been named Rosella Riley .....

Nancy Curls

**WITNESSES TO MARK:**

[Must be Two Witnesses] { .....  
 ..... }

Subscribed and sworn to before me this 24 day of July 1906.

(SEAL)

John D. Miller

Notary Public.

JK 429

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES,  
CHEROKEE LAND OFFICE,  
Tahlequah, I. T., March 7, 1905.

---

In the matter of the application of Nancy Curle for the enrollment of herself and child, Lula Buffington, as Cherokee Freedman. No. F.D-429.

---

JULIA DABNEY, being duly sworn and examined by the Commission, testified as follows:---

- Q What is your name? A Julia Dabney, is my name. I was enrolled Buffington.  
Q How old are you? A I am 17.  
Q What is your post-office? A My post-office is Aimer.  
Q Are you a Cherokee Freedman? A Yes sir.  
Q What is your mother's name? A Nancy Curle.  
Q Have you married since she applied for you? A Yes sir.  
Q What is your husband's name? A Ed Dabney.  
Q When were you married? A 1902, October 25.  
Q Are you and he living together now? A Yes sir.  
Q Is he a citizen of the Cherokee Nation? A No sir, citizen of the United States.

---

Joe Chamber, being duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he correctly recorded the testimony in this case, and that the above and foregoing is a true and complete copy of his stenographic notes.

Subscribed and sworn to before me  
this 8th day of March, 1905.

Joe Chamber  
Notary Public.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

-----

In the matter of the application for the enrollment of  
Rosella Riley as a Cherokee freedman.

DECISION

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation, of Rosella Riley, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

A copy of certain proceedings had at Tahlequah, Indian Territory, March 7, 1905, before the Commission to the Five Civilized Tribes, in the matter of the application for the enrollment of Nancy Curis, et al., as Cherokee freedmen, is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Rosella Riley, is the illegitimate child of one Lula Dabney, nee Buffington, an alleged Cherokee freedman, and possesses no right to enrollment not possessed by her said mother. It is further shown that on January 16, 1905, application for the enrollment of said Lula Dabney, nee Buffington, as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes and its action was on January 4, 1907, I. T. D. 8180-8906-8629-8737-8739-1905, approved by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Rosella Riley is not entitled to enrollment as a Cherokee freedman and her application for enrollment as such is accordingly denied.

Dated at Muskogee, Indian Territory,  
this FEB 18 1907

  
\_\_\_\_\_  
Commissioner.

Muskogee, Indian Territory, August 1, 1906.

Lula Dabney,

Chelsea, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Rosella Riley, born February 28, 1903.

Respectfully,

HJ.C.

Commissioner.

J.Y.Jr.

DEPARTMENT OF THE INTERIOR, ILL  
WASHINGTON.

I.T.D. 8180-1908.

January 4, 1907.

8906- "  
8529- "  
8737- "  
8739- "

L.R.S.

Commissioner to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Sir:

July 11, 1905 (Land 47227), the Indian Office submitted the record in the matter of the application for enrollment as Cherokee freedmen by Joe Lynch for himself and wife, Sophie Lynch, and minor children, Eliza, Cynthia Jane, Randolph, Ruth, and Jackson Lynch; by Robert Foster for himself; by Hester Foster for herself and minor children, James, Pearl Jane, Ethel Jane, Josephine, and Arthur Foster; by Arthur Lynch for himself; by Cyrus Lynch for himself; by John Lynch for himself; by David Benton for his wife, Vina Benton, and minor child, Stella Benton; by Nancy Curle for herself and illegitimate minor child, Lula Buffington; by Walter Downing for his wife, Rachel Downing, and his minor child, Herbert Downing, and by Martha Lynch for herself and her illegitimate minor children, Jesse May and Lee Bennett Lynch, including the decision of the Commission to the Five Civilized Tribes dated June 16, 1905, favorable to Herbert Downing and adverse to all the other applicants.

There appears to be no proper reason for granting said motion, and it is hereby denied.

The Department concurs in the recommendation made, and the Commission's decision is hereby affirmed.

The papers in the case, including said motion for review, have been sent to the Indian Office for its files.

Respectfully,

(Signed) Thos. Ryan,

First Assistant Secretary.

Through the Commissioner  
of Indian Affairs.

1 ins. and 3 to Ind. Of.

**Cherokee F.N.B.**

**526**

**Muskogee, Indian Territory, February 18, 1907.**

**Lula Dabney,**

**Chelsea, Indian Territory.**

**Dear Sir:**

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of your child Resella Riley as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior will be made known to you as soon as this office is informed of the same.

**Respectfully,**

**Commissioner.**

**Encl. A-64  
RA**

**Register.**

Cherokee F.W.B.

526

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Rosella Riley as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-68  
RA

Muskogee, Indian Territory, February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat. 137), of Rosella Riley as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes dated February 18, 1907, denying said application.

Respectfully,

Commissioner.

Encl.A-66

RA

Through the Commissioner  
of Indian Affairs.

COPY.

Refer in reply to the following:

Land  
18405-1907.

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed record of proceedings in the matter of the application for the enrollment of Rosella Riley as a Cherokee freedman, together with the decision of Commissioner Bixby dated February 18, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee  
Acting Commissioner.

EDM.Ph.



D.C. 12680

(COPY)

T.P.  
W.H.H.

L.R.S.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON

March 2, 1907.

I. T. D.

6986, 6982, 6942, 6978, 6982,  
6964, 6964, 6982, 6980, 6904,  
7018, 7022, 7024, 7026, 7014,  
7026, 7040, 7042, 7056, 7062,  
7064, 7066, 7068, 7070, 7076,  
7084, 7090, 7100, 7118, 7122,  
7154-1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decision in the following Cherokee citizenship  
cases adverse to the applicants are hereby affirmed. Copies  
of Indian Office letters, submitting your reports and recom-  
mending that the decisions be affirmed, are enclosed:

| Title of Case.                   | Date of your letter of transmittal. |
|----------------------------------|-------------------------------------|
| James L. Smith,                  | February 23, 1907.                  |
| Raymond Dent (freedman),         | February 23, 1907.                  |
| James W. Hyde, et al.,           | February 23, 1907.                  |
| William Russell North, et al.,   | February 23, 1907.                  |
| Letha C. Ganniford,              | February 23, 1907.                  |
| Fred Welch,                      | February 23, 1907.                  |
| Arthur Valentine Taylor, et al., | February 23, 1907.                  |
| Addie Chewton,                   | February 6, 1907.                   |
| Clifford Sapsucker,              | February 23, 1907.                  |
| Robert H. Crew,                  | February 23, 1907.                  |
| Annie Johnson (freedman),        | February 16, 1907.                  |
| Everts Thorne,                   | February 23, 1907.                  |
| Handa Twist,                     | February 23, 1907.                  |
| Harold Parks Harrison,           | February 23, 1907.                  |
| Billy C. Howell, et al.,         | February 23, 1907.                  |
| Fannie Johnson, et al.,          | February 27, 1907.                  |

| Title of Case.               | Date of your<br>letter of transmittal. |
|------------------------------|----------------------------------------|
| Willie S. Irwin, et al.,     | February 18, 1907.                     |
| Rebecca Riley (freedman),    | February 18, 1907.                     |
| Quinnama Ward,               | February 18, 1907.                     |
| Rosa Lee Hillin, et al.,     | February 21, 1907.                     |
| Sarah Hayes,                 | February 21, 1907.                     |
| James L. Puckett,            | February 23, 1907.                     |
| Hollie Fox,                  | February 18, 1907.                     |
| Lerine Hillin, et al.,       | February 18, 1907.                     |
| David W. Woodcock, et al.,   | February 21, 1907.                     |
| Rosel Lee Martin (freedman), | February 21, 1907.                     |
| John Robinson, Sr.,          | February 23, 1907.                     |
| George A. Armstrong,         | February 21, 1907.                     |
| J. W. Petty,                 | February 23, 1907.                     |
| John H. Ware,                | February 20, 1907.                     |
| Mary Harlan,                 | February 23, 1907.                     |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E. Wilson

Assistant Secretary.

21 enclosures, and  
62 enclosures to Ind. Of.,  
with copy hereof.

AMEb.

2-4-07.

Cherokee F.H.B.

526

COPY

Muskogee, Indian Territory, March 16, 1907.

Lula Dabney,

Chelsea, Indian Territory.

Dear Madam:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of your minor child, Rosella Riley, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

SIGNED *James S. [illegible]*

Commissioner.

Enc I-220

RPI

Cherokee P.N.B.

526

COPY

Muskogee, Indian Territory, March 16, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the application for the enrollment of Rosella Riley, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

W. W. Hastings

Commissioner.

Enc I-219

RPI

Cher Fr M 527

Cher Fr M 527

199

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved  
April 28, 1908.

Elmer Shaffer

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED

F I L E D

AUG 11 1906

Tams Bixby  
Commissioner

Received

Jul 25 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Elmer Shaffer....., born on the 12.....day of August.....1903.  
(Here insert name of child)  
Name of Father:.....Henry Shaffer.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Lizzie Shaffer.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Freedmen.....Tribal enrollment of mother.....Freedmen.....  
Postoffice.....Oglesby, I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

.....Cherokee.....District. }

I, .....Lizzie Shaffer....., on oath state that I am.....23.....  
years of age and a citizen by blood....., of the.....Cherokee.....Nation;  
that I am the lawful wife of.....Henry Shaffer....., who is a citizen, by  
blood....., of the.....Cherokee.....Nation; that a male.....child was  
[Male or Female]  
born to me on 12.....day of August.....1903; that said child has been named  
Elmer Shaffer..... and was living March 4, 1906.

.....Lizzie Shafer.....

WITNESSES TO MARK:

[ Must be Two Witnesses ] { .....

Subscribed and sworn to before me this 24.....day of July.....1906.

(SEAL)

Comm expires April 13 1908

.....Herbert B. Rodecker.....  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

.....Cherokee.....District. }

I, .....Lizzie Jones....., a Mid-wife....., on oath state that I  
attended on .....Lizzie Shaffer....., wife of.....Henry Shaffer.....  
on the 12.....day of August.....1903; that there was born to her on said date a male.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....Herman Shaffer...

.....Elizzie Jones.....

WITNESSES TO MARK:

[ Must be Two Witnesses ] { .....

Subscribed and sworn to before me this 24.....day of July.....1906.

(SEAL)

Comm expires April 13 1908

.....Herbert B. Rodecker.....  
Notary Public.

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

.....Roosevelt Shaffer.....

as a citizen of

.....Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D

AUG 11 1906

Tams Bixby  
Commissioner

Received  
July 25 1906.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 22, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Cherokee.....Nation,  
of .....Roosevelt Shaffer..... born on the 1.....day of Feb.....1905.  
(Here insert name of child)  
Name of Father:.....Henry Shaffer.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Lizzie Shaffer.....a citizen of the.....Cherokee.....Nation.  
Tribal enrollment of father.....Freedman.....Tribal enrollment of mother.....Freedmen.....  
Postoffice.....Oglesby I. T.....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

.....Cherokee..... District. }

I, .....Lizzie Shaffer....., on oath state that I am.....23.....  
years of age and a citizen by.....blood.....of the.....Cherokee.....Nation;  
that I am the lawful wife of.....Henry Shaffer....., who is a citizen, by  
.....blood.....of the.....Cherokee.....Nation; that a male.....child was  
[Male or Female]  
born to me on.....1.....day of.....Feb.....1905.; that said child has been named  
.....Roosevelt Shaffer..... and was living March 4, 1906.

.....Lizzie Shafer.....

WITNESSES TO MARK:

[Must be Two Witnesses] { .....

Subscribed and sworn to before me this.....24.....day of.....July.....1906.

(SEAL)

Comm expires April 13 1908

.....Herbert B. Rodecker.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

.....Cherokee..... District. }

I, .....Lizzie Jones..... a.....mid-wifem oath state that I  
attended on .....Lizzie Shaffer....., wife of.....Henry Shaffer.....  
on the ..1.....day of.....Feb.....1905.; that there was born to her on said date a.....male.....  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named.....Roosevelt Shaffer.....

.....Lizzie Jones.....

WITNESSES TO MARK:

[Must be Two Witnesses] { .....

Subscribed and sworn to before me this.....24.....day of.....July.....1906.

(SEAL)

Comm expires April 13 1908

.....Herbert B. Rodecker.....

Notary Public.

G.H.L.

Cherokee F.N.B. 527

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Elmer and Roosevelt Shafer as Cherokee Freedmen.

DECISION.

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906 applications were received at this office for the enrollment as minor freedmen citizens of the Cherokee Nation of Elmer and Roosevelt Shafer under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicants herein, Elmer and Roosevelt Shafer, who were born August 12, 1903 and February 1, 1905, respectively, and were living March 4, 1906, are the minor children of one Henry Shafer, a non-citizen of the Cherokee Nation, and Lizzie Shafer, an alleged Cherokee freedman, and possess no right to enrollment as Cherokee freedmen not possessed by their said parents. It is further shown that on September 25, 1905 the application for the enrollment of said Lizzie Shafer as a Cherokee freedman was denied by the Commissioner to the Five Civilized Tribes, and his decision was, on said date, forwarded to the Department for review.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Elmer Shafer and Roosevelt Shafer are not entitled to enrollment as Cherokee freedmen and their applications for enrollment as such are accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,

this FEB 18 1907

Muskogee, Indian Territory, August 1, 1906.

Lizzie Shaffer,

Oglesby, Indian Territory.

Dear Madam:

This office is in receipt on July 25, 1906, of the applications for the enrollment as citizens of the Cherokee Nation of Elmer Shaffer, born August 12, 1903, and Roosevelt Shaffer, born February 1, 1906.

Respectfully,

H.J.C.

Commissioner .

Cherokee Freedmen  
W. B. 527

Muskogee, Indian Territory, February 18, 1907.

Henry Shafer,  
Oglesby, Indian Territory.

Dear Sir:-

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying your application for the enrollment of your children, Elmer and Roosevelt Shafer, as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-16  
BLE

Register.

Commissioner.

Cherokee Freedmen  
M. B. 527

Muskogee, Indian Territory, February 18, 1907.

W. W. Hastings,  
Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying the application for the enrollment of Elmer and Roosevelt Shafer as Cherokee Freedmen.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. B-17  
BLS

Commissioner.

Muskogee, Indian Territory, February 18, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Elmer and Roosevelt Shafer, as Cherokee Freedmen, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, denying said application.

Respectfully,

Encl. B-18  
ELN

Commissioner.

Through the Commissioner  
of Indian Affairs.

COPY

Land  
18992-1907.

DEPARTMENT OF THE INTERIOR  
OFFICE OF INDIAN AFFAIRS  
WASHINGTON.

February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 18, 1907, enclosing record of proceedings in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat.L., 137), of Elmer and Roosevelt Shafer, as Cherokee freedmen, including the Commissioner's decision, dated February 18, 1907, denying the application.

The record shows that the applicants herein were born August 12, 1903 and February 1, 1905 respectively, and were living March 4, 1906, and are the minor children of Henry Shafer, a non-citizen of the Cherokee Nation, and Lizzie Shafer, an alleged Cherokee freedman. It is further shown that the application for the enrollment of Lizzie Shafer as a Cherokee freedman was denied by the Commissioner on September 25, 1905.

The Office is therefore of the opinion that the decision of the Commissioner, denying the application for enrollment of the applicants, is correct, and it is recommended that it be affirmed.

Very respectfully,

C. F. Larrabee

Acting Commissioner.

EWE-SD

YF  
W.H.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

I. T. D.

5384, 5386, 5484, 5546,  
5700, 5718, 5764, 5768,  
5770, 5774, 5994, 6066,  
6068, 6116, 6284, 6680,  
6710, 6714, 6716, 6730,  
6732, 6738, 6760, 6794,  
6800, 6818, 6780-1907.

March 2, 1907.

LRS

DIRECT

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship  
cases adverse to the applicants are hereby affirmed. Copies  
of Indian Office letters submitting your reports and recom-  
mending that the decisions be affirmed are enclosed:

| Title of Case.                   | Date of your<br>letter of transmittal. |
|----------------------------------|----------------------------------------|
| John Thomas,                     | February 2, 1907.                      |
| Esakial J. Dunagan,              | February 2, 1907.                      |
| Missouri I. Ross,                | February 12, 1907.                     |
| William C. Patton,               | February 6, 1907.                      |
| B. T. Armstrong,                 | February 19, 1907.                     |
| Andrew F. Cowan,                 | February 19, 1907.                     |
| John A. Brown,                   | February 2, 1907.                      |
| John H. Riffert,                 | February 2, 1907.                      |
| Jacob E. Barrow,                 | February 2, 1907.                      |
| Samuel L. Jones, (Johnson)       | February 2, 1907.                      |
| George W. Craig,                 | February 18, 1907.                     |
| Jane M. Byrd,                    | February 19, 1907.                     |
| Elizabeth R. Rogers,             | February 12, 1907.                     |
| Elmer Shafer, et al. (freedmen), | February 18, 1907.                     |
| John Rogers,                     | February 19, 1907.                     |



| Title of Case.                    | Date of your<br>letter of transmittal. |
|-----------------------------------|----------------------------------------|
| Olley Mayney Dunaway, et al.,     | February 21, 1907.                     |
| Willie Martin, et al. (freedmen), | February 21, 1907.                     |
| John Milsworth Lambert,           | February 21, 1907.                     |
| Stephen F. Wade,                  | February 21, 1907.                     |
| Michael S. Remondson,             | February 23, 1907.                     |
| James Brown,                      | February 21, 1907.                     |
| Charles H. Bacon,                 | February 21, 1907.                     |
| Benjamin F. Teague,               | February 21, 1907.                     |
| George W. Scott,                  | February 21, 1907.                     |
| Walker Johnson (freedman),        | February 12, 1907.                     |
| Klizabeth Lanley,                 | February 23, 1907.                     |
| Charles Lawin,                    | February 13, 1907.                     |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse E Wilson

Assistant Secretary.

27 enclosures, and  
54 enclosures to Ind. Of.,  
with carbon hereof.

A F No  
3-2-07

Cherokee P.  
H.B.527

COPY

Muskogee, Indian Territory, March 12, 1907.

Henry Shafer,

Oglesby, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the applications for the enrollment of your children, Elmer and Roosevelt Shafer, as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *James G. Thompson*  
Commissioner.

Encl.H-1  
JMH

Cherokee F.  
H.B. 527

COPY

Muskogee, Indian Territory, March 12, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 18, 1907, rejecting the applications for the enrollment of Elmer and Roosevelt Shafer as Cherokee freedmen, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. H-2  
JMH

SIGNED *James H. Smith*  
Commissioner.

Cher Fr M 528

Cher Fr M 528

**IN RE**

**Application for Enrollment of**

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

Clark Smith

as a citizen of

Cherokee Nation.

Approved..... 190...

Commissioner.

DEPARTMENT OF THE INTERIOR,

COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

F I L E D

AUG 11 1906

Tams Bixby

Commissioner

RECEIVED

JUL 25 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Clark Smith, born on the 4 day of March, 1906.  
[Here, insert name of child]  
Name of Father: Jack Smith a citizen of the Cherokee Nation.  
Name of Mother: Lucy Smith a citizen of the Cherokee Nation.  
Tribal enrollment of father: Freedman Tribal enrollment of mother: Adopted  
Postoffice: Cedar, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Lucy Smith, on oath state that I am 16  
years of age and a citizen by adoption of the Cherokee Nation;  
that I am the lawful wife of Jack Smith, who is a citizen, by  
Freedman of the Cherokee Nation; that a Male child was  
born to me on 4 day of March, 1906; that said child has been named  
Clark Smith, and was living March 4, 1906.

SEAL

Lucy Smith

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 24 day of July, 1906.

W.T. Graham

My com exps 11 Sept 1909

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Northern District. }

I, Rachel Rector, a mid-Wife, on oath state that I  
attended on Lucy Smith, wife of Jack Smith,  
on the 4 day of March, 1906; that there was born to her on said date a Male  
child; that said child was living March 4, 1906, and is said to have been named Clark Smith,  
her

Rachel Rector

WITNESSES TO MARK:

[Must be Two  
Witnesses]Maggie GrahamC.A. Stewart

SEAL

24July

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 1906.

W.T. Graham

My Com Exps 11 Sept. 1909

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
CLARK SMITH as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Clark Smith, under the provisions of Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Clark Smith, is the minor child of Jack Smith and Lucy Smith, neither of whom can be identified as a regularly enrolled Cherokee freedman, or as having an application for enrollment pending April 26, 1906; that although this office has at different times requested and made special effort to secure information which would lead to the identification of said Jack and Lucy Smith, said evidence has not been furnished, and this office has been unable to procure the same.

Section two, of the Act of Congress approved April 26, 1906 (34 Stats., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am, therefore, of the opinion that I am without authority to receive or consider the application for the enrollment of said Clark Smith as a Cherokee freedman, and I hereby decline to receive said application.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 28 1907

Muskogee, Indian Territory, August 1, 1906.

Jack Smith,

Cedar, Indian Territory.

Dear sir:

This office is in receipt on July 25, 1906, of the application for the enrollment as a citizen of the Cherokee Nation, of Clark Smith, born March 4, 1906.

Respectfully,

H.J.C.

Commissioner.



Cherokee  
N B 528

Muskogee, Indian Territory, January 29, 1907.

SPECIAL

Jack Smith,

Cedar, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your minor child, Clark Smith, you are advised that the affidavits filed with this office show that said child was born March 4, 1906. You are further advised that in order to complete the enrollment of your child, it will be necessary that you appear before the Commissioner at Muskogee, Indian Territory, with at least two reliable witnesses, and give testimony as to the date of said child's birth.

The act of Congress approved April 26, 1906, provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter therefore requires your immediate attention.

Respectfully,

L M B

Commissioner

Cherokee F.W.B.  
365

Special

Muskogee, Indian Territory, February 6, 1907

Thomas Foster,  
Nowata, Indian Territory.

Dear Sir:

The Commissioner sent you this day a telegram as follows:

"Appear immediately with witnesses and prove marriage in your child's case."

The Act of Congress approved April 26, 1906, provides that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907.

This matter, therefore, demands your immediate attention.

Respectfully,

  
Commissioner.

mfp

Cherokee F.N.B.

528

Muskogee, Indian Territory, February 18, 1907.

Special.

Lucy Smith,

Cedar, Indian Territory.

Dear Madam:

In the matter of the application for the enrollment of Clark Smith, child of yourself, and Jack Smith, as a Cherokee freedman, you are directed to appear before the commissioner immediately upon receipt of this letter and introduce evidence as to said child's right to enrollment.

The Act of Congress approved April 26, 1906, provides, that the Secretary of the Interior shall have no jurisdiction to approve the enrollment of any person as a citizen of the Cherokee Nation after March 4, 1907. This matter, therefore, demands your immediate attention.

Respectfully,

MRC.

Commissioner.

Muskogee, Indian Territory, February 28, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Clark Smith, as a Cherokee freedman, together with the decision of the Commissioner, dated February 28, 1907, declining to receive or consider said application.

Respectfully,

Encl. L-16.  
SML

Commissioner.

Through the Commissioner  
of Indian Affairs.

Cherokee F.N.B.  
528.

Muskogee, Indian Territory, February 28, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation.  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, declining to receive or consider the application for the enrollment of Clark Smith, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl.L-17.

Commissioner.

SML.

REFER IN REPLY TO THE FOLLOWING:

Cherokee N.B. 528

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

COPY

Muskogee, Indian Territory, February 28, 1907.

Jack Smith,  
Cedar, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, declining to receive or consider the application for the enrollment of your child, Clark Smith, as a minor freedman citizen of the Cherokee Nation.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl. F-26.  
SRF

Register.

( C O P Y )

DEPARTMENT OF THE INTERIOR,

Land  
References in  
body of letter.

OFFICE OF INDIAN AFFAIRS,

WASHINGTON.

March 2, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There are transmitted herewith several reports of Commissioner Bixby forwarding the records of proceedings in the matter of applications for the enrollment of the following persons:

21710-1907, Robert Brown, Esther Brown, Ellen Brown, Emma Brown, Sallie L. Brown, Lillie Brown, John R. Brown, Bessie Brown, and Kliza Brown as citizens by blood of the Cherokee Nation.

21714-1907, Lillie Bell Swadley, as a minor citizen of the Choctaw Nation.

21712-1907, Martha A. Sanders, as a citizen by blood of the Cherokee Nation.

21711-1907, David Meredith, Mary H. Haynes, Eliza Starbuck, Cyrena Randolph, and John C. Randolph, as citizens by blood of the Cherokee Nation.

21707-1907, John W. Vaughn, as a citizen by blood of the Cherokee Nation.

21705-1907, Leland Yeates, Sarah F., Gracie A., Ray C., and Gertrude E. Osborn, as citizens of the Cherokee Nation.

21704-1907, Mary J., Grace., Isaac T. Herod, Elizabeth

B., Alford M., Arthur H., Jessie E., and Lela G. Kirkham, Ellen F., Thomas F., Ernest D., Kala L., Isaac F., Mattie G., and Troy A. Carter, as citizens by blood of the Cherokee Nation.

21703-1907, Kenneth Sanders, as a citizen by blood of the Cherokee Nation.

21701-1907, Leta M. Love, as a citizen by blood of the Cherokee Nation.

21700-1907, John Henry Crosslin, as a citizen by blood of the Cherokee Nation.

21699-1907, Jonathon C. Parker, as a citizen by blood of the Cherokee Nation.

21709-1907, Sirena Williams, as a Cherokee freedman.

21708-1907, Paul Whitmire, as a Cherokee freedman.

21706-1907, Nora Williams and James Williams as Cherokee freedmen.

21702-1907, Ollie Robinson, Freddy Shafer, Joe, Emma, and Polly Shafer, as Cherokee freedmen.

21698-1907, Clark Smith, as a Cherokee freedman.

In each of the above cases the decision of Commissioner Bixby was adverse to the applicant.

The Office has examined the decision of Commissioner Bixby, they are found to be correct, and their approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

KEM-D



CHW.  
RJH.

DEPARTMENT OF THE INTERIOR,

D.C. 13275-1907.  
I.T.D. 7013-1907.  
LRS.

WASHINGTON.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following citizenship cases, adverse to the applicants, are hereby approved. A copy of Indian Office letter of March 2, 1907 (Lands 11714, etc.), transmitting your reports of February 26, 1907, and recommending that your decisions be affirmed, is inclosed.

Title of case:

Lillie Bell Swadley, et al., Choctaw,  
Clark Smith, Cherokee freedman,  
Ollie Robinson, et al., Cherokee freedmen,  
Nora and James Williams, Cherokee freedmen,  
Paul Whitacre, Cherokee freedman,  
Sirena Williams, Cherokee freedman,  
Jonathan C. Parker, Cherokee by blood,  
John Henry Crosslin, Cherokee,  
Leta K. Love, Cherokee,  
Kenneth Sanders, Cherokee by blood,  
Elizabeth B. Kirkham, et al., Cherokee by blood,  
Leland Yeates, et al., Cherokee,  
John W. Vaughn, Cherokee by blood,  
David Meredith, et al., Cherokee by blood,  
Martha A. Sanders, Cherokee by blood,  
Robert Brown, et al., Cherokee by blood.

In transmitting the record in the matter of the application for the enrollment of Lillie Bell Swadley, you recommend that the name of William T. Swadley opposite No. 1634 upon the

approved roll of citizens by intermarriage of the Choctaw Nation be cancelled, and that the enrollment of Minerva F. Swadley, opposite No. 16113 upon the schedule of citizens by blood of the Choctaw Nation, transmitted with your office letter of January 19, 1907, be not approved by the Department.

The names of William T. Swadley and Minerva F. Swadley are hereby cancelled from said rolls, if they have not already been cancelled.

A carbon copy hereof, and all the papers in the above mentioned cases, have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

1 inc. and 32 incs.  
for Ind. Off.

Secretary.

Cherokee F  
N B 528 et al.

Muskogee, Indian Territory, March 29, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decisions of the  
Commissioner to the Five Civilized Tribes, ~~rejecting~~ the appli-  
cations for the enrollment of Clark Smith, et al., as citizens  
of the Cherokee Nation, was affirmed by the Secretary of the  
Interior, March 4, 1907.

For your information there is enclosed herewith a  
copy of Departmental decision referred to.

Respectfully,

Encl.HJ-79.  
HJC

Acting Commissioner.

Cherokee F.  
N. B. 528.

Muskogee, Indian Territory, March 30, 1907.

Jack Smith,

Cedar, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 28, 1907, rejecting the application for the enrollment of your child, Clark Smith, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 4, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl. C-57  
LMC

*Geo. D. Rodge*  
Acting Commissioner



117



Cher Fr M 529

Cher Fr M 529

*Jee*  
CHEROKEE FREEDMAN #

199

*529*

IN RE

Application for Enrollment of  
**MINOR CHILD**

Act of Congress Approved

April 26, 1906

M *Charley Henry Irons*

as a citizen of

*Cherokee* Nation

*J. H. Irons*  
Approved

190-

*[Signature]*  
Commissioner.

RECEIVED

JUL 24 1906



## DEPARTMENT OF THE INTERIOR

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1905

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Charley Henry Irons, born on the 30 day of June, 1905  
 (Here insert name of child)  
 Name of Father: Alexander Irons a citizen of the " Nation.  
 Name of Mother: Lydia Irons a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Cherokee Irons Tribal enrollment of mother: Cherokee Irons (377)  
 Postoffice: Hobson 85

## AFFIDAVIT OF MOTHER

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lydia Irons, on oath state that I am 31  
 years of age and a citizen by Adoption of the Cherokee Nation;  
 that I am the lawful wife of Alexander Irons, who is a citizen, by  
 of the " Nation; that a Male child was  
 (Male or Female)  
 born to me on 30 day of June, 1905, that said child has been named  
Charley Henry Irons, and was living March 4, 1906.

Lydia Irons

WITNESSES TO MARK:

[Must be two  
Witnesses]Subscribed and sworn to before me this 31 day of July, 1906.

Expires Feb. 9th, 1907

Hugh L. Currie

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, A. E. M. Fullwood, on oath state that I  
 attended on Lydia Irons, wife of Alexander Irons  
 on the 30 day of June, 1905, that there was born to her on said date a Male  
 (Male or Female)  
 child; that said child was living March 4, 1906, and is said to have been named  
Charley Henry Irons

A. E. M. Fullwood

WITNESSES TO MARK:

[Must be two  
Witnesses]Subscribed and sworn to before me this 31 day of July, 1906.Hugh L. Currie

Notary Public.

Expires Feb. 9th, 1907

Cher Fr M 530

Cher Fr M 530

IN RE

Application for Enrollment of

MINOR CHILD

Act of Congress Approved

April 26, 1906.

..... Ella Hill .....

as a citizen of

..... Cherokee ..... Nation.

Approved ..... 190...

.....  
Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE  
FIVE CIVILIZED TRIBES.

FILED  
AUG 10, 1906.

Tams Bixby,  
Commissioner.

RECEIVED  
JUL 25, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the CHEROKEE Nation,  
of ELLA HILL born on the 24 day of MARCH 1904.  
[Here insert name of child]  
Name of Father: HAYES HILL a citizen of the CHEROKEE Nation.  
Name of Mother: ELSIE HILL a citizen of the UNITED STATES Nation.  
Tribal enrollment of father: FREEDMEN Tribal enrollment of mother: \_\_\_\_\_  
Postoffice: Oglasby.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....CHEROKEE..... District. }  
I, ELSIE HILL, on oath state that I am 23  
years of age and a citizen by XXXXXX of the UNITED STATES Nation;  
that I am the lawful wife of HAYES HILL, who is a citizen, by  
BLOOD of the CHEROKEE Nation; that a FEMALE child was  
[Male or Female]  
born to me on 24 day of MARCH 1904; that said child has been named  
ELLA HILL and was living March 4, 1906.

Elsie Hill

WITNESSES TO MARK:

[Must be Two Witnesses] { \_\_\_\_\_  
\_\_\_\_\_

Subscribed and sworn to before me this 24 day of JULY 1906.

(SEAL) Herbert B. Rodecker  
COMMISSION EXPIRES APRIL 13, 1908. Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....CHEROKEE..... District. }  
I, LIZZIE JONES, a MID-WIFE, on oath state that I  
attended on ELSIE HILL, wife of HAYES HILL  
on the 24 day of MARCH 1904; that there was born to her on said date a FEMALE  
[Male or Female]  
child; that said child was living March 4, 1906, and is said to have been named  
ELLA HILL

Lizzie Jones

WITNESSES TO MARK:

[Must be Two Witnesses] { \_\_\_\_\_  
\_\_\_\_\_

Subscribed and sworn to before me this 24 day of JULY 1906.

(SEAL) Herbert B. Rodecker  
COMM EXPIRES APRIL 13, 1908. Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
ELLA HILL as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 25, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Ella Hill, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Ella Hill, is the minor child of one Hayes Hill, an alleged Cherokee freedman, and Elsie Hill, a non-citizen of the Cherokee Nation, and possesses no right to enrollment as a Cherokee freedman not possessed by her said parents. It is further shown that on March 5, 1904, the application for the enrollment of said Hayes Hill as a Cherokee freedman, was denied by the Commission to the Five Civilized Tribes, and its action was, on July 1, 1904 (I.T.D.5110-1904), approved by the Secretary of the Interior; that on September 7, 1905, a motion for review was filed with the Department in said case, and that on May 2, 1906, said motion was denied by the Secretary of the Interior.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That Ella Hill is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 16 1907

Cherokee Freedmen  
N. O. 630

Muskogee, Indian Territory, February 16, 1907.

Hayes Hill,

Oglesby, Indian Territory.

Dear Sir:-

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying your application for enrollment of Ella Hill as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. R-56  
MLN

Commissioner.

Register.

**Cherokee Freedmen  
N. B. 830**

**Muskogee, Indian Territory, February 16, 1907.**

**W. V. Hastings,  
Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.**

**Dear Sir:-**

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, denying the application for the enrollment of Ella Hill as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

**Respectfully,**

**Encl. B-57  
MLK**

**Commissioner.**



Muskogee, Indian Territory, February 16, 1907.

The Honorable,

The Secretary of the Interior.

Sir:-

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat., 137), of Ella Hill as a Cherokee freedmen, together with the decision of the Commissioner to the Five Civilized Tribes dated February 16, 1907, denying said application.

Respectfully,

Encl. R-57  
HLN

Commissioner.

Through the Commissioner  
of Indian Affairs.

COPY.

DEPARTMENT OF THE INTERIOR,  
LAND OFFICE OF INDIAN AFFAIRS,  
17998-1907. WASHINGTON.

February 26, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from Commissioner Bixby, dated February 16, 1907, enclosing the record in the matter of the application for the enrollment, under the Act of April 26, 1906, (34 Stats.L., 137), of Ella Hill as a Cherokee Freedman, together with the decision of the same date denying the application.

The record shows that the applicant is the minor child of one Hayes Hill, who was denied enrollment as a Cherokee freedman July 1, 1904, and a motion for review was denied by the Department on May 2, 1906, and Elsie Hill, a non-citizen of the Cherokee Nation. The applicant was not a minor child "whose parents have been enrolled as members of the ... Cherokee tribe ...."and does not therefore come within the provisions of the act under which she made her application.

It is recommended that the Commissioner's decision adverse to the applicant be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EWE.

W.H.M.  
J.P.

DEPARTMENT OF THE INTERIOR,  
D.C.12639-1907.

IRS.

WASHINGTON.

I. T. D.

5694, 5712, 5714, 5716,  
5726, 5768, 5808, 5822,  
5826, 5836, 5850, 5852,  
5860, 5866, 5870, 5772,  
5880, 5910, 5916, 5934,  
5942, 5946, 5948, 5950,  
5964, 5960, 5970, 5972,  
5996, 5998, 6000, 6002,  
all 1907.

March 2, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters submitting your reports and recommending that the decisions be affirmed are enclosed:

| Title of case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| Moses Hardrick, et al. (freedmen),  | February 13, 1907.                  |
| Alexander M. Anderson,              | February 21, 1907.                  |
| Emiline Patrick,                    | February 19, 1907.                  |
| Leona Arreta Kineade,               | February 12, 1907.                  |
| Necma Worley Hicks, (freedman),     | February 12, 1907.                  |
| James McCamish,                     | February 2, 1907.                   |
| George W. Hill,                     | February 15, 1907.                  |
| Lydia M. Ward, et al. (freedmen),   | February 12, 1907.                  |
| Mary E. Coker,                      | February 8, 1907.                   |
| Charlotte M. Laughlin, et al.,      | February 21, 1907.                  |
| Jessie Lee Lignon, et al.,          | February 15, 1907.                  |
| Joseph Henson,                      | February 14, 1907.                  |
| John Earl Redfearn, et al.,         | February 15, 1907.                  |
| Minnie L. Peace, et al. (freedmen), | February 13, 1907.                  |
| Clark B. Garmany,                   | February 19, 1907.                  |
| George E. Freeman (freedman),       | February 16, 1907.                  |

Title of Case.

Date of your  
letter of transmittal.

|                                      |                    |
|--------------------------------------|--------------------|
| Mary J. Graybeard,                   | February 8, 1907.  |
| Sarah Skaggs, et al.,                | January 17, 1907.  |
| Alvorts Flemmings, et al. (freedmen) | February 12, 1907. |
| Tyre Vinley (freedman),              | February 12, 1907. |
| Clarence Landrum, et al (freedmen),  | February 14, 1907. |
| Minnie E. Powell,                    | February 14, 1907. |
| D.H. Flourney,                       | February 2, 1907.  |
| Sarah J. Martin,                     | February 14, 1907. |
| Elizabeth Coleman,                   | February 8, 1907.  |
| Roxie Christine Binns,               | February 15, 1907. |
| Ella Hill (freedman),                | February 15, 1907. |
| Jane Langley,                        | February 6, 1907.  |
| Frances Elizabeth Forbes,            | February 12, 1907. |
| Isabelle J. Paris,                   | February 9, 1907.  |
| Clarence Hill, et al. (freedmen),    | February 12, 1907. |
| Mary Dean, et al. (freedmen),        | January 18, 1907.  |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse B. Wilson.

Assistant Secretary.

32 enclosures, and  
70 enclosures to Ind. Of.,  
with carbon hereof.

A. F. Mc.  
3-2-07.

Cherokee F.  
N.B. 530

COPY

Muskegee, Indian Territory, March 22, 1907.

Hayes Hill,

Oglesby, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 16, 1907, rejecting the application for the enrollment of your child, Ella Hill, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *Tams Rixby.*

Commissioner.

Encl. H-118  
JMH

Cherokee F.  
R 574 et al.

COPY

Muskogee, Indian Territory, March 22, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 13, 1907, rejecting the application for the enrollment of Moses Hardrick, et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental Decision referred to.

Respectfully,

SIGNED *James S. Smith*

Encl.C-50  
LMC

Commissioner.

Cher Fr M 531

Cher Fr M 531

199

## IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906.

.... Rosel Lee Martin .....

as a citizen of

..... Cherokee ..... Nation.

Approved..... 190...

.....  
Commissioner. .

Department of the Interior  
Commissioner to the Five  
Civilized Tribes.

F I L E D

JUL 30 1906

Tams Bixby, Commissioner.

Received JUL 23, 1906.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the.....Nation,  
of ....Rosel Lee Martin....., born on the ..5...day of ..January....1903..  
(Here insert name of child)  
Name of Father:.....William Martin.....a citizen of the.....Cherokee.....Nation.  
Name of Mother:.....Jeanette Martin.....a citizen of the.....U. S......Nation.  
Tribal enrollment of father.....Cherokee.....Tribal enrollment of mother.....none.....  
Postoffice.....Hayden, Ind. Ter......

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern.....District. }

I, .....Jeanette Martin.....on oath state that I am...forty-three...  
years of age and a citizen by.....birth....., of the.....U. S......Nation;  
that I am the lawful wife of.....William Martin....., who is a citizen, by  
.....birth....., of the.....Cherokee.....Nation; that a ...male.....child was  
(Male or Female)  
born to me on.....5.....day of.....January....., 1903; that said child has been named  
.....Rosel Lee Martin....., and was living March 4, 1906.

..(Signed)..Jaanette Martin.....

WITNESSES TO MARK:

[Must be Two  
Witnesses] { .....  
{ .....

Subscribed and sworn to before me this.....19th.....day of.....July....1906.

(Seal)

.....Vernon M. Costill.....

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
.....Northern.....District. }

I, .....Roda Thompson....., a.....Midwife....., on oath state that I  
attended on ..Jeanette Martin....., wife of.....William Martin.....  
on the ..5.....day of.....January....., 1903; that there was born to her on said date a ...male.....  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named.....

.....Rosel Lee Martin.....

her  
.....(Signed)..Roda X. Thompson.....  
mark

WITNESSES TO MARK:

[Must be Two  
Witnesses] { .....A. G. Foster.....  
{ .....Harry Still.....

Subscribed and sworn to before me this.....20.....day of.....July....1906.

(Seal)

.....Wm. Madden Jr......

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
ROSEL LEE MARTIN as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 23, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Rosel Lee Martin, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Rosel Lee Martin, is the minor child of one William Martin, whose application for enrollment as a Cherokee freedman was denied by the Commission to the Five Civilized Tribes, May 13, 1905, and its decision approved by the Secretary of the Interior, November 6, 1906, and Jeanette Martin, a non-citizen of the Cherokee Nation.

Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That under the provisions of Section two of the Act of Congress above noted, Rosel Lee Martin is not entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly denied.



\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 21 1907

Muskogee, Indian Territory, July 27, 1906.

William Martin,  
Hayden, Indian Territory.

Dear Sir:

This office is in receipt on July 23, 1906, of  
application for the enrollment as a citizen of the Cherokee  
Nation of Rosel Lee Martin, born January 5, 1903.

Respectfully,

Commissioner.

MMP

Chas W.B. 3892

Muskogee, Indian Territory, August 2, 1906.

E. B. Lawson,

Nowata, Indian Territory.

Dear Sir:

This office is in receipt on July 23, 1906, of the applications for the enrollment as citizens of the Cherokee Nation, of Rosel Lee Martin and Hazel Reed.

Respectfully,

H.J.C.

Commissioner.

Cherokee F.N.B.

531

Muskogee, Indian Territory, February 21, 1907.

William Martin,

Hayden, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, rejecting the application for the enrollment of your child Rosel Lee Martin, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-60  
RA

Register.

Cherokee F.H.B.

531

Muskogee, Indian Territory, February 21, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 21, 1907, denying the application for the enrollment of Rosel Lee Martin, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Commissioner.

Encl.A-61

RA

Muskogee, Indian Territory, February 21, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat., 137), of Rosel Lee Martin, as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes dated February 11, 1907, denying said application.

Respectfully,

Commissioner.

Encl. A-62  
RA

Through the Commissioner  
of Indian Affairs.

Refer in reply to the following:

COPY

LAND.  
20420-1907

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed the record of proceedings in the matter of the application for the enrollment of Rosel Lee Martin as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, adverse to the applicant.

The decision of Commissioner Bixby has been examined, is found to be correct, and its approval is recommended.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EBM-D



D.C. 12080

Y.P.  
W.H.H.

DEPARTMENT OF THE INTERIOR,

L.R.S.

WASHINGTON.

I. T. D.

6924, 6932, 6940, 6970, 6982,  
6984, 6986, 6988, 6990, 6994,  
7018, 7022, 7024, 7030, 7034,  
7036, 7040, 7048, 7056, 7062,  
7064, 7066, 7068, 7070, 7076,  
7084, 7090, 7100, 7118, 7122,  
7184-1907.

March 2, 1907.

DIRECT,

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases adverse to the applicants are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

| Title of Case.                   | Date of your letter of transmittal. |
|----------------------------------|-------------------------------------|
| James L. Smith,                  | February 23, 1907.                  |
| Raymond Dent (freedman),         | February 27, 1907.                  |
| James W. Hyde, et al.,           | February 28, 1907.                  |
| William Russell North, et al.,   | February 23, 1907.                  |
| Lotha C. Sumiford,               | February 23, 1907.                  |
| Fred Welch,                      | February 23, 1907.                  |
| Arthur Valentine Taylor, et al., | February 23, 1907.                  |
| Addie Cheuteau,                  | February 25, 1907.                  |
| Clifford Saponaker,              | February 6, 1907.                   |
| Robert H. Crow,                  | February 25, 1907.                  |
| Annie Johnson (freedman),        | February 23, 1907.                  |
| Everts Thorne,                   | February 16, 1907.                  |
| Handa Twist,                     | February 23, 1907.                  |
| Harold Parks Harrison,           | February 26, 1907.                  |
| Emily C. Howell, et al.,         | February 29, 1907.                  |
| Fannie Roberson, et al.,         | February 23, 1907.                  |
|                                  | February 27, 1907.                  |

| Title of Case.               | Date of your<br>letter of transmittal. |
|------------------------------|----------------------------------------|
| Willis S. Irwin, et al.,     | February 18, 1907.                     |
| Rebecca Riley (freedman),    | February 18, 1907.                     |
| Quinnama Ward,               | February 18, 1907.                     |
| Rosa Lee Hillin, et al.,     | February 21, 1907.                     |
| Sarah Hayes,                 | February 21, 1907.                     |
| James L. Puckett,            | February 23, 1907.                     |
| Hollie Fox,                  | February 18, 1907.                     |
| Lorine Hillin, et al.,       | February 18, 1907.                     |
| David V. Woodcock, et al.,   | February 21, 1907.                     |
| Rosal Lee Martin (freedman), | February 21, 1907.                     |
| John Robinson, Sr.           | February 23, 1907.                     |
| George A. Armstrong,         | February 21, 1907.                     |
| J.V. Petty,                  | February 23, 1907.                     |
| John H. Ware,                | February 20, 1907.                     |
| Mary Nathan,                 | February 22, 1907.                     |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

Jesse B. Wilson

Assistant Secretary.

31 enclosures, and  
62 enclosures to Ind. Of.,  
with copy hereof.

AFMc.

3-4-07.

Cherokee F.V. B.  
531

Muskogee, Indian Territory, March 16, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, rejecting the application for the enrollment of Rosel Lee Martin, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

Enc I-210

Commissioner.

RPI

Cherokee FNB

531

COPY

Muskogee, Indian Territory, March 16, 1907.

William Martin,

Hayden, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, rejecting the application for the enrollment of your minor child, Rosel Lee Martin, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 2, 1907.

For your information there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

*John C. ...*

Enc I-211

Commissioner.

RPI

Cher Fr M 532

Cher Fr M 532

Cherokee Freedman

199

532

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 20, 1900.

..... Robert Walker.....

as a citizen of

..... Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.

Refused

Jul. 28 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXED. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Robert Walker born on the 6 day of March 1904.  
(Here insert name of child)  
Name of Father: Isaac J. Walker a citizen of the Cherokee Nation.  
Name of Mother: Fannie Walker a citizen of the United States Nation.  
Tribal enrollment of father: Cherokee Freedman Tribal enrollment of mother: United States  
#532  
Postoffice: Fort Gibson, I.T.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western ..... District. }

I, Fannie Walker, on oath state that I am 18  
years of age and a citizen by ..... of the United States Nation;  
that I am the lawful wife of Isaac J. Walker, who is a citizen, by  
adoption of the Cherokee Nation; that a male child was  
(Male or Female)  
born to me on 6 day of March 1904; that said child has been named  
Robert Walker and was living March 4, 1906.

(SEAL)

WITNESSES TO MARK:

[Must be Two Witnesses] { Edwin B. Smith  
Thos. A. Scott

Subscribed and sworn to before me this 25 day of July 1906.

Edward McLain

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
..... Western ..... District. }

I, Lucy Holt, a midwife, on oath state that I  
attended on Fannie Walker, wife of Isaac J. Walker  
on the 6 day of March 1904; that there was born to her on said date a Male  
(Male or Female)  
child; that said child was living March 4, 1906, and is said to have been named

Robert Walker

WITNESSES TO MARK:

[Must be Two Witnesses] { Edwin B. Smith  
Thos. A. Scott

Subscribed and sworn to before me this 25 day of July 1906.

Edward McLain

Notary Public.

(SEAL)

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
Robert Walker as a Cherokee freedman.

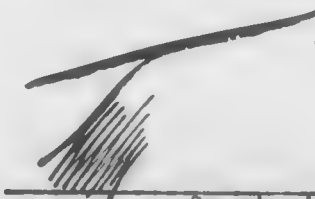
D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 28, 1906, application was received at this office for the enrollment, as a minor freedman citizen of the Cherokee Nation, of Robert Walker, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137). A careful examination of the records of this office fails to show that any application of any character for the enrollment of said Robert Walker was received prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am, therefore, of the opinion that I am without authority to receive the application for the enrollment of Robert Walker as a Cherokee freedman, and I hereby decline to receive said application.



\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 11 1907



Cherokee F.  
N.B. 532

Muskogee, Indian Territory, February 14, 1907.

Isaac J. Walker,

Fort Gibson, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, refusing to receive or consider the application for the enrollment of your child, Robert Walker, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is informed of the same.

Respectfully,

Encl.H-55  
JMH

Register

Commissioner.

Cherokee F.  
N.B.532

Muskogee, Indian Territory, February 14, 1907.

W. W. Hastings,  
Attorney for Cherokee nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 14, 1907, refusing to receive or consider the application for the enrollment of Robert Walker as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. The action of the Secretary will be made known to you as soon as this office is in receipt of same.

Respectfully,

Encl.H-56  
JMH

Commissioner.

Muskogee, Indian Territory, February 14, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment, under the Act of Congress approved April 26, 1906 (34 Stat. 137), of Robert Walker, as a Cherokee freedman, together with the decision of the Commissioner, dated February 14, 1907, refusing to receive or consider said application.

Respectfully,

Encl.H-57  
JMH

Commissioner.

Through the Commissioner  
of Indian Affairs.

( C O P Y )

Land.  
17145-1907. DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

March 1, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from Commissioner Pixby, dated February 14, 1907, transmitting the record relative to the application for enrollment of Robert Walker as a Cherokee freedman. On February 14, 1907, the Commissioner held that the applicant was not entitled to enrollment.

The decision of the Commissioner has been examined and found to be correct and its approval is recommended.

Very respectfully,

C. F. Larrabee,  
Acting Commissioner.

JPB-Y.

Y.P.  
W.H.M.

DEPARTMENT OF THE INTERIOR,

IRS.  
D.C. 13259-1907.

WASHINGTON.

I. T. D.

7042, 7044, 7046, 7052, 7060,  
7074, 7078, 7080, 7082, 7086,  
7092, 7094, 7096, 7108, 7120,  
7146, 7150, 7158, 7164, 7166,  
7188, 7170, 7172, 7188, 7202,  
7204, 7206, 7210, 7212, 7220,  
7242, 7250, 7254, 7264, 7274,  
7276, 7278, 7280, 7284, 7286,  
7290, 7300, 7302, 7304, 7306,  
7308, 7312, 7314, 7346, 7350,  
7352, 7354, 7358, 7360, 7362,  
7384, 7390, 7408, 7420, 7424,  
7426, 7428, 7440, 7482, 7484,  
7502, 7504, 7508, 7510, 7512,  
7516, 7518, 7520, 7522, 7524,  
7528, 7530, 7532, 7534, 7536,  
7540, 7542, 7544, 7562, 7598,  
7606, 7612, 7616, 7622, 7630,  
7754, all 1907.

March 4, 1907.

DIRECT.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases, adverse to the applicants, are hereby affirmed. Copies of Indian Office letters, submitting your reports and recommending that the decisions be affirmed, are enclosed:

Title of Case.

Date of your  
letter of transmittal.

John Wesley Freeman (freedman),  
Harry N. Curry, et al.,  
Stephen Baldrige (freedman),  
Thomas Bell (freedman),  
Martha J. Burgess (intermarriage).

February 18, 1907.  
February 23, 1907.  
February 18, 1907.  
February 18, 1907.  
February 22, 1907.

|                                          |                    |
|------------------------------------------|--------------------|
| Moses Carter (freedman),                 | February 1, 1907.  |
| Hurshel L. Hyde, (by blood),             | February 21, 1907. |
| John W. Goss (intermarriage),            | February 21, 1907. |
| William S. Hutchens (intermarriage),     | February 26, 1907. |
| Mattie Mackey (freedman),                | February 23, 1907. |
| William C. Smith (by blood),             | February 21, 1907. |
| Rey Drum (by blood),                     | February 27, 1907. |
| Loneta Johnson, et al. (by blood),       | February 23, 1907. |
| Cynthia A. Fields, (intermarriage),      | February 23, 1907. |
| Nathaniel Wickliff, (freedman),          | February 16, 1907. |
| Herbert K. Hyde (by blood),              | February 20, 1907. |
| Mollie Hurst (intermarriage),            | February 23, 1907. |
| Mollie C. Collins (intermarriage),       | February 23, 1907. |
| Amanda Brackett (intermarriage),         | February 23, 1907. |
| Fatima Keys (intermarriage),             | February 23, 1907. |
| Levi P. Isbell (intermarriage),          | February 20, 1907. |
| Annie C. Butler (intermarriage),         | February 23, 1907. |
| James R. Bivin (intermarriage),          | February 14, 1907. |
| Laura Ross (freedman),                   | February 23, 1907. |
| Willie Joanna Lowe, et al. (freedman)    | February 23, 1907. |
| William T. Teague (by blood),            | February 20, 1907. |
| Theodore Jones (freedman),               | February 25, 1907. |
| Viola M. Finwick (freedman),             | February 25, 1907. |
| Wiley Polsten, et al., (freedmen),       | February 23, 1907. |
| Pansey Grinnett (freedman),              | February 21, 1907. |
| Alice Harman (intermarriage),            | February 23, 1907. |
| Betty McLaughlin (by blood),             | January 17, 1907.  |
| Loran Alfred Lovett (by blood),          | February 15, 1907. |
| Maudie Skaggs (by blood),                | February 15, 1907. |
| Robert Walker (freedman),                | February 14, 1907. |
| Edward B. Prayser (intermarriage),       | February 16, 1907. |
| Daniel Sitsler, et al., (by blood),      | February 14, 1907. |
| Olla May Mitchell (by blood),            | February 16, 1907. |
| Felix F. Witt (intermarriage),           | February 19, 1907. |
| Preston G. Browning (intermarriage),     | February 23, 1907. |
| Harrison Cecil Smith, et al. (by blood), | February 16, 1907. |
| Lilly Irene True, et al., (by blood),    | February 26, 1907. |
| Alberta Sanders, et al., (freedmen),     | February 25, 1907. |
| Samuel Sanders (freedman),               | February 21, 1907. |
| Peggie Bearpaw (by blood),               | February 25, 1907. |
| Lawrence Graves (freedman),              | February 25, 1907. |
| James Beck (freedman),                   | February 25, 1907. |
| J. Lillian Pruett, et al. (by blood),    | February 23, 1907. |
| Charles W. Trent (intermarriage),        | February 25, 1907. |
| John Greece (by blood),                  | February 25, 1907. |
| Bessie Landrum, et al. (freedmen),       | February 25, 1907. |
| David Monroe Moses (freedman),           | February 25, 1907. |
| Rosa S. Whitaker (intermarriage),        | February 25, 1907. |

|                                        |                    |
|----------------------------------------|--------------------|
| Roseburn Wright (freedman),            | February 14, 1907. |
| Leonard King, et al. (by blood),       | February 14, 1907. |
| Robert Vann (freedman),                | February 14, 1907. |
| Thomas Leroy Loyd (freedman),          | February 14, 1907. |
| Jesse O. Holland, et al. (by blood),   | February 22, 1907. |
| Sarah A. Trout (intermarriage),        | February 25, 1907. |
| J. D. Amsey, et al. (by blood),        | February 25, 1907. |
| Carnlyer Vestel (freedman),            | February 25, 1907. |
| Lizzie H. Langley (intermarriage),     | February 25, 1907. |
| Charles Goldie Hall, et al. (by blood) | February 20, 1907. |
| Myrtle Adams (freedman),               | February 25, 1907. |
| Annie Screechowl (as citizens), et al) | February 25, 1907. |
| Ruby Miller (by blood),                | February 25, 1907. |
| Clarence Jones, et al., (freedmen),    | February 23, 1907. |
| John H. Ellis (intermarriage),         | February 20, 1907. |
| Leroy Shields (freedman),              | February 16, 1907. |
| Edmond Durant, et al. (freedmen),      | February 23, 1907. |
| Jane Crittenden (intermarriage),       | February 20, 1907. |
| Jesse Bell (freedman),                 | February 23, 1907. |
| Elizabeth C. Leach (intermarriage),    | February 23, 1907. |
| Elsie Mabel Barritt (by blood),        | February 1, 1907.  |
| Elisa Rolston (intermarriage),         | February 7, 1907.  |
| Tom Mayes Vann (freedman),             | February 18, 1907. |
| Willie Lee Hanks, et al. (freedmen),   | February 18, 1907. |
| Julia J. Wilkerson (by blood),         | February 21, 1907. |
| Blanch Bam, et al. (by blood),         | February 23, 1907. |
| Martha W. Morgan (intermarriage),      | February 21, 1907. |
| Edker Williams (by blood),             | February 21, 1907. |
| Dec Herron England (by blood),         | February 21, 1907. |
| Mildred Teague (by blood),             | February 18, 1907. |
| Odell Foster (freedman),               | February 23, 1907. |
| Willie Colbert (freedman),             | February 21, 1907. |
| Arthur D. Jackson (by blood),          | February 21, 1907. |
| Elisa J. Huston (intermarriage),       | February 25, 1907. |
| Ottorein Allen (freedman),             | February 18, 1907. |
| Viola Martin (freedman),               | February 18, 1907. |
| Archie Taylor (freedman),              | February 18, 1907. |
| Joseph W. Thompson (intermarriage),    | February 23, 1907. |

A copy hereof and all the papers in the above mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) E. A. Hitchcock,

Secretary.

91 enclosures, and  
182 enclosures to Ind. Of.,  
with copy hereof.  
W.C.F. 3/4/07.

Cherokee freed-  
man N.B.532

Muskogee, Indian Territory, March 30, 1907.

Isaac J. Walker,  
Port Gibson, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes dated February 14, 1907, rejecting the application for the enrollment of your child, Robert Walker, as a Cherokee freedman, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

*Geo. D. Rodgers*  
Acting Commissioner.

Incl.P-4-35  
MMP



Cherokee P.W.B.  
335

Muskogee, Indian Territory, March 30, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

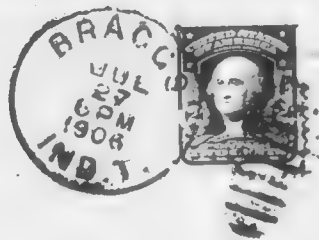
You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes rejecting the application for the enrollment of John Wesley Freeman et al., as citizens of the Cherokee Nation, was affirmed by the Secretary of the Interior March 4, 1907.

For your information there is inclosed herewith a copy of Departmental decision referred to.

Respectfully,

Acting Commissioner.

Inc. P-4-60  
WMP



Commissioner to the Five Civilized Tribes  
Muskogee  
Ind. Terr.



Cher Fr M 533

Cher Fr M 533

**IN RE**  
**Application for Enrollment of**  
**MINOR CHILD**  
 Act of Congress Approved  
 April 26, 1906.

Howard Raymond Moats .....  
 as a citizen of  
 Cherokee ..... Nation.

Approved..... 190...  
 .....  
 Commissioner.

Received July 28, 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the..... Cherokee ..... Nation,  
of .. Howard Raymond Moats ..... , born on the 17 ..... day of ..... Sept. .... 1902.  
[Here insert name of child]  
Name of Father: Henry Moats ..... a citizen of the ..... Nation.  
Name of Mother: Sarah Ella Moats ..... a citizen of the ..... adoption ..... Nation.  
Tribal enrollment of father..... Tribal enrollment of mother: Cherokee by adoption  
Postoffice..... Yale, Kansas .....

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, } Dist. of Kansas, 3d Division  
Kansas, Crawford County..... District. }

I, Sarah Ella Moats ..... on oath state that I am ..... 24 .....  
years of age and a citizen by blood ..... of the ..... Cherokee ..... Nation;  
that I am the lawful wife of ..... Henry Hugh Moats ..... , who is a citizen, by  
adoption ..... of the ..... Cherokee ..... Nation; that a ..... male ..... child was  
Male or Female  
born to me on ..... 17th ..... day of ..... Sept. .... 1902.; that said child has been named  
Howard Raymond Moats ..... , and was living March 4, 1906.

Signed ..... Sarah Ellen Moats .....

WITNESSES TO MARK:

[ Must be Two  
Witnesses ]

Subscribed and sworn to before me this ..... 24th ..... day of ..... July ..... 1906.  
My commission expires 6/21/09 ..... John P. Curran .....  
Notary Public.

SEAL

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Missouri, Henry County..... District. }

I, Corwin F. Howard ..... a ..... Physician ..... on oath state that I  
attended on Sarah Ella Moats ..... wife of ..... Henry Moats .....  
on the 17th ..... day of ..... Sept. .... 1902.; that there was born to her on said date a ..... male .....  
Male or Female  
child; that said child was living March 4, 1906, and is said to have been named Howard R. Moats .....

Signed ..... Corwin F. Howard, M. D. ....

WITNESSES TO MARK:

[ Must be Two  
Witnesses ]

Subscribed and sworn to before me this ..... 21 ..... day of ..... July ..... 1906.  
My commission expires Dec. 2, 1908 ..... William E. Goodwin .....  
Notary Public.

SEAL

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
Howard Raymond Moats as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 28, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Howard Raymond Moats, under the provisions of Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137). A careful examination of the records of this office fails to show that any application of any character, for the enrollment of Howard Raymond Moats, as a Cherokee freedman, was received prior to July 26, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

I am, therefore, of the opinion that I am without authority to receive the application for the enrollment of Howard Raymond Moats as a Cherokee freedman, and I hereby decline to receive said application.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this FEB 11 1907

Cherokee F.N.B.  
533

Muskogee, Indian Territory, February 11, 1907.

Henry Moats,  
Yale, Kansas.

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive the application for the enrollment of your minor child, Howard Raymond Moats, as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Enc I-69

Commissioner.

RPI

Register.



Cherokee F.N.B.  
533

Muskogee, Indian Territory, February 11, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive the application for the enrollment of Howard Raymond Moats as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully

Enc I-68

Commissioner.

RPI

Muskogee, Indian Territory, February 11, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of the application for the enrollment of Howard Raymond Moats as a Cherokee freedman, together with the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive said application.

Respectfully,

Enc I-70

Commissioner.

RPI

Through the Commissioner  
of Indian Affairs.

( COPY )

DEPARTMENT OF THE INTERIOR,  
OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

Land.  
15373-1907.

February 25, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

I have the honor to transmit herewith a communication from the Commissioner to the Five Civilized Tribes, dated February 11, 1907, enclosing the record in the matter of the application for the enrollment of Howard Raymond Moats as a Cherokee freedman, together with his decision of the same date, adverse to the applicant.

Application was made for the enrollment of the minor applicant herein, under Section 2 of the Act of April 26, 1906 (34 Stats. L., 137), The application was received by the Commissioner on July 28, 1906, which was not within the time limited for receiving applications by the act above mentioned, and there is therefore no authority of law for enrolling the applicant. The decision of the Commissioner declining to receive or consider the application is correct in the opinion of the Office, and it is recommended that it be affirmed.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

EVE

D.C. 12416-1907

J.P.

DEPARTMENT OF THE INTERIOR,

LRS

WASHINGTON.

LRS

March 1, 1907.

I.T.D. 5294, 5306, 5308, 5314-07  
5318, 5382, 5388, 5390-"  
5416, 5420, 5436, 5438-"  
5444, 5464, 5456, 5458-"  
5472, 5480, 5482, 5492-"  
5510, 5522, 5523, 5532-"  
5540, 5056, -"

Direct.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Your decisions in the following Cherokee citizenship cases,  
adverse to the applicants, are hereby affirmed. Copies of In-  
dian Office letters submitting your reports and recommending  
that the decisions be affirmed are inclosed:

Title of case.

Date of your  
letter of transmittal.

|                                   |                   |
|-----------------------------------|-------------------|
| Melinda A. Stingle et al.         | December 29, 1906 |
| James W. Wilkerson et al.         | January 7, 1907   |
| Joseph E. Swedley et al.          | January 4, 1907   |
| Mary J. Rogers (intermarried)     | February 8, 1907  |
| George W. Garrison et al.         | October 19, 1906  |
| Willie T. Richards (intermarried) | February 2, 1907  |
| Viranda Franklin (intermarried)   | February 2, 1907  |
| Harriett Hubbard (intermarried)   | February 2, 1907  |
| Clara Rose and Coleman L. Abbott  | January 25, 1907  |
| Nancy Ward Chandler               | January 17, 1907  |
| Nancy T. Hail (intermarried)      | January 30, 1907  |
| Thomas York (intermarried)        | January 30, 1907  |
| Ann Jones (intermarried)          | January 30, 1907  |
| Bertha May Horton                 | February 9, 1907  |

| Title of case.                      | Date of your letter of transmittal. |
|-------------------------------------|-------------------------------------|
| Claud Cassey et al.                 | February 12, 1907                   |
| Gilbert H. Loflin                   | February 1, 1907                    |
| Sarah Jane Reeder                   | February 12, 1907                   |
| George Williams                     | February 12, 1907                   |
| Mary M. Palmour (intermarried)      | February 5, 1907                    |
| Rebecca J. and Anna Caroline Powell | February 12, 1907                   |
| Joseph G. Cooper                    | December 31, 1906                   |
| William Oscar Yeates et al.         | December 29, 1906                   |
| Howard Raymond Hoats (freedman)     | February 11, 1907                   |
| Albert and Goldie Rienroth          | February 11, 1907                   |
| Thomas Lewis                        | February 6, 1907                    |
| David Henry Lewis                   | February 1, 1907                    |

A copy hereof and all the papers in the above-mentioned cases have been sent to the Indian Office.

Respectfully,

(Signed) Jesse E. Wilson,  
Assistant Secretary.

26 inclosures.

56 inc. to Ind. Of.

A. F. Mc.  
3-1-07

Cherokee F.N.B.  
533

COPY

Muskogee, Indian Territory, March 13, 1907.

Henry Moats,  
Yale, Kansas.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive or consider the application for the enrollment of your minor child, Howard Raymond Moats, as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 1, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

SIGNED *Cams Dixey*.  
Commissioner.

Enc I-54

RPI

Cherokee F.N.B.

533

COPY

COPIED COPY COPY

Muskogee, Indian Territory, March 13, 1907.

W. W. Hastings,

Attorney for the Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated February 11, 1907, refusing to receive or consider the application for the enrollment of Howard Raymond Moats as a Cherokee freedman, was affirmed by the Secretary of the Interior, March 1, 1907.

For your information, there is enclosed herewith a copy of Departmental letter referred to.

Respectfully,

Commissioner.

Enc I-533

RPI

Muskogee, Indian Territory, April 10, 1907

Mrs. Henry Moats,

Yale , Kansas.

Dear Madam:

In reply to your letter of March 19, 1907, you are advised the decision of the Commissioner, dated February 11, 1907, refusing the application for the enrollment of your minor child, Howard Raymond Moats, as a citizen of the Cherokee Nation, was approved by the Secretary of the Interior March 1, 1907.

Respectfully,

L M B

Acting Commissioner



Cher Fr M 534

Cher Fr M 534

DEPARTMENT OF THE INTERIOR.

Enrollment of minor children of citizens of the Choctaw Chickasaw, Cherokee and Creek Nations under Act of Congress approved April 26, 1906 (Public 129) entitled "An Act to provide for the final disposition of the affairs of the Five Civilized Tribes in the Indian Territory and for other purposes".  
Application for enrollment of minor.

Application is hereby made for the enrollment of James Edward Gaskins a Cherokee Freedman minor.

Name of father Sam Gaskins a citizen of the United States  
Name of Mother Amandy Gaskins a citizen of the Cherokee Nation  
Tribal enrollment is Cherokee Freedman. Post office is Ochelata I. T.

Affidavit of Father.

United States of America )  
Northern District ) SS  
Indian Territory )

Sam Gaskins being first duly sworn deposes and says:-That he is the father of James Edward Gaskins and that Amandy Gaskins is the mother of said minor, and the lawful wife of deponent; that said minor was born on the 10th day of April 1905; that one Janie Thompson who lives at Skiatook I. T. is a mid-wife and attended to the wife of deponent at the time she was delivered of the said child; that said child is a male, and was living on the 4th day of March 1906, and is now living, and that said child is entitled to be enrolled as a minor citizen of the Cherokee Nation.

(Signed) Sam Gaskins

Subscribed and sworn to before me this 25th day of July 1906.

(Signed) John D. Wakely  
Notary Public

(SEAL)

My Commission expires April 6th 1908.

Affidavit of Mother.

United States of America )  
Northern District ) SS  
Indian Territory. )

Amandy Gaskins whose post office address is Ochelata I. T. being first duly sworn deposes and says:-that she is the mother of James Edward Gaskins; that said child is a male; and was born to her on the 10 day of April 1905, and was living on the 4th day of March 1906, and is now living; that deponent is a citizen of the Cherokee Nation and a freedman; that said minor

is named James Edward Gaskins and is entitled to enrollment as a citizen of the Cherokee Nation.

Witnesses to mark.  
Sam Gaskins  
Jerry Carter

her  
Amandy x Gaskins  
mark

Subscribed and sworn to before me this 25th day of July 1906.

(SEAL)

(Signed) John D. Wakely  
Notary Public.

My Commission expires April 6th. 1908.

The undersigned being duly sworn states that as stenographer to the Commissioner to the Five Civilized tribes, she made the above and foregoing copy and that the same is a true and correct copy of the original application for the enrollment of James Edward Gaskins.

Lila M. Champion

Subscribed and sworn to before me this 14<sup>th</sup> day of Oct  
1906.

B. P. Rasmus  
Notary public.

COPY.

Cherokee Freedmen N.B.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of James Edward Gaskins (Gaskin) as a freedman citizen of the Cherokee Nation.

O R D E R .

The records of this office show that, with a letter of John D. Wakely, Oahelata, Indian Territory, dated July 25, 1906, there were received affidavits as to the birth, on April 10, 1906, of James Edward Gaskins (Gaskin), minor child of Sam Gaskins (Gaskin), a non-citizen of the Cherokee Nation, and Amanda Gaskins (Amanda Gaskin), an applicant for enrollment as a Cherokee freedman. This letter is shown to have been received at the postoffice in Muskogee, Indian Territory, July 26, 1906, and was received at the office of the Commissioner to the Five Civilized Tribes on the same date.

The Act of Congress approved April 26, 1906 ( 34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, . . . ."

The application for the enrollment of James Edward Gaskin not having been received within ninety days from the date of the approval of the Act of Congress of April 26, 1906, I am of the opinion that I am without authority to receive or consider the application for his enrollment as a freedman citizen of the Cherokee Nation, and I hereby decline to receive such a plication.

(SIGNED) Samuel D. Pritchard  
Commissioner

Dated at Muskogee, Indian Territory,

this OCT 2 1906

D.C.31788

Received  
Jul 26 1906

Wakely, John D.,  
Ochelata, I. T.  
Cherokee Nation,  
July 25, 1906.

Transmits B. C. of James  
Edward Gaskins.

(COPY)

D.C.31788

Ochelata I. T. July 25, 1906.

Commissioner to Five Civilized Tribes

Muskogee I. T.

Dear Sir:-

Sam and Amandy Gaskins herewith enclose you application for enrollment of their minor child James Edward Gaskins.

They say they did not know until today that the time for enrollment expired on July 25th 1906, and that if the affidavit of the midwife is absolutely necessary that they will get it; the party attending the birth lives at Skiatook I. T.

Very respectfully

Signed John D. Wakely.

COPY

Cherokee Freedman  
D 994

Muskogee, Indian Territory, August 2, 1906.

Amanda Gaskin,

Care of Dave Gaskin,

Ochelata, Indian Territory.

Dear wadam:

This office is in receipt, on July 26, 1906, of a letter from John D. Wakely, of Ochelata, Indian Territory enclosing an application for the enrollment as a citizen of the Cherokee Nation of your minor child, James Edward Gaskin. This application is shown to have been received at the postoffice in Muskogee, Indian Territory, on July 26, 1906.

The Act of Congress approved April 26, 1906 (Public No. 129), in part provides:

"That for ninety days after the approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the . . . Cherokee tribe, or have applications for enrollment pending at the approval hereof, . . . "

As the application for the enrollment of your said child was not received until after the expiration of ninety days after the approval of the Act above quoted, namely, April 26, 1906, it does not appear that this office has any authority to receive or consider an application for its enrollment as a citizen of the Cherokee Nation.

Respectfully,

Signed Tams Bixby.

Commissioner.

L M B

Indexed.

Office of  
79579 Indian Affairs 1906.  
Rec. Sep 13

Commissioner to Five Tribes  
No. Received  
42565 Sep 29 1906

Sept 10" 1906.

John D. Wakely  
Ochelata, I.T.

Rel to application for enrollment  
of James Edward Gaskins  
as a Cherokee Freedman (minor)  
made by Amanda Gaskins, nee Alberty

Wakely, John D.  
Ochelata, I.T.  
Cherokee Nation,  
Sept. 10, 1906.

Relative to right of James  
Edward Gaskins to enrollment  
as a Cherokee freedman.



(COPY)

D.C. 42565-1906.

Ochelata, I.T. Sept 10-1906.

Commissioner of Indian Affairs

Washington D.C.

Dear Sir:

Amanda Gaskins nee Alberty who claims to be a Cherokee Freedman reports that on July 25th 1906 she sent by registered mail to the Commissioner of the Five Civilized Tribes at Muskogee I.T. an application for the enrollment of her son James Edward Gaskins, a minor; and that the Commissioner refuses to receive or consider such application because he says he received it on the 26th of July 1906. We have the Comm'r's' registry receipt in the matter.

The applicant is afraid that her child will lose its rights unless she takes an appeal in the matter, and she wishes to hear from you by letter addressed in care of myself.

Very respectfully

John D. Wakely

(COPY)

D. C. 42404

G A W

DEPARTMENT OF THE INTERIOR

Land.  
79579-1906.

OFFICE OF INDIAN AFFAIRS,  
WASHINGTON.

September 26, 1906.

Commissioner to the Five Civilized Tribes,  
Muskogee,  
Indian Territory.

Sir:

There is enclosed letter of the 10th instant from John D. Wakely, an attorney of Ochelata, Indian Territory, who writes concerning an application made by Amanda Gaskins, nee Alberty, who claims to be a Cherokee freedman, in behalf of her son, James Edward Gaskins, wherein you have refused to consider the application.

Please report on this letter for the benefit of the Secretary of the Interior, and oblige,

Very respectfully,

C. F. Larrabee

EBH-Y.

Acting Commissioner.

Cherokee F.  
N.B. 534

COPY.

Muskogee, Indian Territory, October 24, 1906.

Amanda Gaskins,

Ochelata, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of an order of the Commissioner to the Five Civilized Tribes, dated October 24, 1906, refusing to receive your application for the enrollment of your child, James Edward Gaskins, as a Cherokee freedman.

The order, together with the record of proceedings had in the case, has this day been transmitted, through the Commissioner of Indian Affairs, to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. H. J. - 10.  
H. J. C.

(SIGNED)

*Tamm Dixby.*  
Commissioner.

Cherokee F.  
H:B.534

COPY.

Muskogee, Indian Territory, October 24, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of an order of the Commissioner to the Five Civilized Tribes, dated October 24, 1906, refusing to receive the application for the enrollment of James Edward Gaskins, as a Cherokee freedman.

The order, together with the record of proceedings had in the case, has this day been transmitted, through the Commissioner of Indian Affairs, to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl. H.J.-11.  
H.J.C.

SIGNED: *James H. Pickens*  
Commissioner.

Muskogee, Indian Territory , October 24, 1906

The Commissioner of  
Indian Affairs.

Sir:

This office is in receipt of Indian Office letter of September 26, 1906 (Land 76579-1906), enclosing a letter dated September 10, 1906 , from John D. Wakely, Ochelata, Indian Territory, concerning an application made by Amanda Gaskin for the enrollment of her minor child, James Edward Gaskin, as a Cherokee freedman. For the benefit of the Secretary of the Interior this office is directed to forward a report in the premises.

In reply there is enclosed herewith the record of proceedings had in the matter of the application for the enrollment of said James Edward Gaskin as a Cherokee freedman, under the provisions of the Act of Congress approved April 26, 1906 ( 34 Stat., 137, together with an Order of the Commissioner, refusing to receive or consider

-2-

said application. The record in the case is thought to be a sufficiently full report in the matter.

Mr. Wakely's letter transmitted with Indian Office letter referred to is returned herewith.

Respectfully,

A handwritten signature, possibly "L. M. B.", written in dark ink. The signature is somewhat stylized and appears to be written over a set of horizontal lines.

Commissioner

L M B

Encl-B 85

COPY

DEPARTMENT OF THE INTERIOR,

LAND: OFFICE OF INDIAN AFFAIRS,

94574-1906  
79579- "

WASHINGTON.

February 6, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

There is enclosed a report from the Commissioner to the Five Civilized Tribes, dated October 24, 1906, transmitting the record relative to the application of James Edward Gaskins (or Gaskin) for enrollment as a Cherokee freedman.

On July 26, 1906, a written application was received by the Commissioner for the enrollment of James Edward Gaskins (or Gaskin) as a Cherokee freedman.

On October 24, 1906, the Commissioner held that the applicant was not entitled to be enrolled as a Cherokee freedman as no application was made for his enrollment within the time specified in Section 2 of the Act of April 26, 1906 (34 Stat. L., 137).

The record shows that the applicant is a minor. The decision of the Commissioner adverse to the applicant is recommended for approval.

Very respectfully,

C. F. Larrabee,

Acting Commissioner.

HRD-C

COPY

J.F.Jr

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

S.P.

D.C.9251-1907.  
I.T.D.2612-1907.

February 13, 1907.

L.R.S.

Direct.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

October 24, 1906, you transmitted the record in the matter of the application for the enrolment of James Edward Gaskins (or Gaskin) as a Cherokee freedman, including your order of October 24, 1906, declining to receive such application.

Reporting February 6, 1907 (Land 94574 & 79579), the Indian Office recommends that your decision be approved. a copy of its letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

The papers in the case, and a carbon copy hereof, have been sent to the Indian office.

Respectfully,

Thos Ryan

First Assistant Secretary.

1 inc. and  
4 to Ind. Of.

A.F.Mc  
2-14-07.



Cherokee F.  
N.B.534

Muskogee, Indian Territory, March 4, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the order of the Commissioner to the Five Civilized Tribes, dated October 24, 1906, refusing to receive the application for the enrollment of James Edward Gaskins as a Cherokee freedman, was affirmed by the Secretary of the Interior, February 13, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.H-17  
JMH

Commissioner.

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.  
H.B.534

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, March 4, 1907.

Sam Gaskins,

Ochelata, Indian Territory.

Dear Sir:

You are hereby advised that an order of the Commissioner to the Five Civilized Tribes, dated October 24, 1906, refusing to receive the application for the enrollment of your child, James Edward Gaskins, as a Cherokee freedman, was affirmed by the Secretary of the Interior, February 13, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,



Commissioner.

Encl.H-16  
JMH

Department of the Interior.

Commissioner to the Five Civilized Tribes,

MUSKOCOE, IND. TER.



Sam Gaskins,

Okmulgee, Indian Territory.

51

Cher Fr M 535

Cher Fr M 535

*J MB 535*

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved

April 26, 1906

*Alma M Rogers*

as a citizen of

**CHEROKEE**

Nation

Approved

190

Commissioner.

FILED

DEPARTMENT OF THE INTERIOR.  
Commissioner to the Five Civilized Tribes

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation.  
of Alma M. Rogers born on the 7th day of February 1904  
(Here insert name of child.)  
Name of Father Anderson Rogers a citizen of the Cherokee Nation  
Name of Mother Martha Rogers a citizen of the Cherokee Nation  
Tribal enrollment of father Cherokee Freedman 2907 Tribal enrollment of mother  
Postoffice Catoosa, Indian Territory

Affidavit of Mother.

UNITED STATES OF AMERICA, Indian Territory,  
Northern District

I, Martha Rogers, on oath state that I am Nineteen  
years of age and a citizen by of the Cherokee Nation; that I am the  
lawful wife of Alma M. Rogers who is a citizen, by  
birth of the Cherokee Nation; that a male child was  
born to me on the 7th day of February 1904 that said child has been named  
Alma M. Rogers and was living March 4, 1906.

*Defect*

*Martha Rogers*

WITNESS TO MARK:

(Must be two witnesses.)

*My Commission Expires Oct*

Subscribed and sworn to before me this

day of 1906

Notary Public

Affidavit of Attending Physician or Mid-wife.

UNITED STATES OF AMERICA, Indian Territory,  
District.

I, *Saraann Rogers*, a ~~Notary Public~~, on oath state that I attended  
on Martha Rogers wife of Anderson Rogers  
on the 7th day of February 1904 that there was born to her on said date a male  
child; that said child was living March 4, 1906, and is said to have been named Alma M. Rogers

WITNESS TO MARK:

(Must be Two  
Witness)

Subscribed and sworn to before me this

day of 1906

Notary Public

*My Commission Expires Oct*

100

199

**IN RE**  
**Application for Enrollment of**  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

Alma M. Rogers

as a citizen of

Cherokee

Nation.

REB

Approved

190...



Commissioner.

**FILED**

1907

1907





DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXORS. ACT OF CONGRESS, APPROVED APRIL 26, 1900.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Alma M. Rogers born on the 7th day of February 1904  
[Here insert name of child]  
Name of Father: Anderson Rogers a citizen of the Cherokee Nation.  
Name of Mother: Martha Rogers a citizen of the U. S. Nation.  
Tribal enrollment of father: P. 2307 Tribal enrollment of mother: \_\_\_\_\_  
Postoffice: Catoosa, Indian Territory.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Northwestern District.

I, Martha Rogers, on oath state that I am 19  
years of age and a citizen U. S. of the United States Nation;  
that I am the lawful wife of Anderson Rogers, who is a citizen, by  
adoption of the Cherokee Nation; that a male child was  
[Male or Female]  
born to me on 7th day of February, 1904; that said child has been named  
Alma M. Rogers and was living March 4, 1906

Martha Rogers

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 3

day of Jan, 1907

My Comm. exp. Jan 5 1907

W. W. Whitman  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE

*Mogers*

U. S. DIST. IND. TER.  
**FILED**  
U. S. DIST. C. T.

JUN 5 1908

*Chas. A. Davidson*  
Clerk U. S. Dist. Ct.

**CERTIFICATE OF RECORD.**

United States of America, )  
INDIAN TERRITORY, ) ss.  
Northern District.

I, **CHARLES A. DAVIDSON**, Clerk of the United States Court in the Northern District, Indian Territory, do hereby certify that the instrument hereto attached was filed for record in my office the  
5 day of \_\_\_\_\_, 1903, at \_\_\_\_\_ M., and duly recorded in  
Book **B**, Marriage Record, Page **34**.

WITNESS my hand and seal of said Court at Vinila, in said Territory this \_\_\_\_\_ 3  
day of \_\_\_\_\_, A. D. 1903.

*Chas. A. Davidson*

Clerk.

By \_\_\_\_\_

Deputy.

# MARRIAGE LICENSE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

No. 88

To Any Person Authorized by Law to Solemnize Marriage--Greeting--

You are Hereby Commanded to Solemnize the Rite and Publish  
the Banns of Matrimony between Mr. *Anderson Rogers*  
of *Talala*, in the Indian Territory, aged *21* years,  
and *Miss Martha Hill* of *Talala*, in  
the Indian Territory, aged *16* years, according to law, and do you officially sign and return  
this License to the parties therein named.

WITNESS my hand and official seal at Claremore, Indian Territory, this *16th* day  
of *March*, A. D. 190*3*.

*Chas. A. Anderson*  
Clerk of the U. S. Court.

By *R. O. Hunter* Deputy.

## CERTIFICATE OF MARRIAGE.

United States of America,

INDIAN TERRITORY,  
Northern District.

SS.

I, *H. W. Jones*, a Minister of the Gospel,  
DO HEREBY CERTIFY, that on the *17th* day of *March*, A. D. 190*3*,  
did duly and according to law as commanded in the foregoing License, solemnize the Rite and Publish  
the Banns of Matrimony between the parties therein named.

WITNESS my hand this *17th* day of *March*, A. D. 190*3*.

My credentials are recorded in the office of the Clerk of the United States Court, Indian Territory, Northern District.

Book

*9*, Page

*163*

*H W Jones*  
A Minister of the Gospel.

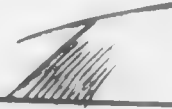
NOTE--This License and Certificate of Marriage must be returned to the office of the Clerk of the United States Court in the Northern District,  
Indian Territory, from whence it was issued, within sixty days from the date thereof, or the party to whom the license was issued will be liable in the  
amount of One Hundred Dollars (\$100.00).

IN RE  
THE DEATH OF

*William M. Rogers*  
A CITIZEN OF THE

*United States* Nation

Approved APR 23 1907 190



Commissioner

FILED

APR 2 1907

REGISTERED OFFICIALS

FILED

APR 23 1907

*[Handwritten signature]*

Commissioner

*[Handwritten signature]*

190

APR 23 1907

Approved

Nation

A CITIZEN OF THE

*China M. Rogers*

THE DEATH OF

IN RE

**Department of the Interior,**  
**COMMISSIONER TO THE FIVE CIVILIZED TRIBES.**

In the matter of the death of Alma M. Rogers  
freedman Cherokee  
a citizen of the Catoosa Nation, who formerly resided at or near  
Ind. Ter., and died on the 7 day of  
April, 1906  
(Here insert name of post office)

-AFFIDAVIT OF RELATIVE

Western Judicial District  
Indian Territory

I, Anderson Rogers, on oath state that I am 26  
years of age and a citizen, by freedman, of the Cherokee Nation;  
that my postoffice address is Catoosa Ind. Ter.; that I am  
(Here insert name of postoffice)  
The Father of Alma M. Rogers  
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased)  
who was a citizen, by freedman, of the Cherokee Nation  
and that said Alma M. Rogers died on the 7 day of  
(Here insert name of deceased)  
April, 1906

WITNESSES TO MARK:

L. D. Lewis  
(Must Be Two Witnesses) { W. H. Hoodley

Anderson Rogers  
Notary

Subscribed and sworn to before me this 22 day of April, 1907

My Com. Ex. 7/2/1910

Robert E. Lynch  
Notary Public.

-AFFIDAVIT OF ACQUAINTANCE

Western Judicial District  
Indian Territory

I, George Mayfield, on oath state that I am 28  
years of age, and a citizen by Indian of the Cherokee Nation;  
that my postoffice address is Catoosa Ind. Ter.;  
(Here insert name of postoffice)  
that I was personally acquainted with Alma M. Rogers  
freedman (Here insert name of deceased)  
who was a citizen, by freedman, of the Cherokee Nation;  
and that said Alma M. Rogers died on the 7 day of  
(Here insert name of deceased)  
April, 1906 George Mayfield

WITNESSES TO MARK:

(Must Be Two Witnesses)

Subscribed and sworn to before me this 22 day of April, 1907

My Com. Ex. 7/2/1910

Robert E. Lynch  
Notary Public.

Cherokee  
N.P. 800.

Muskogee, Indian Territory, May 15, 1906.

Anderson Rogers,  
Catoosa, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
Alma M. Rogers, born February 7, 1904.

Respectfully,

Acting Commissioner.

WMP



Cherokee N.B.800.

Muskogee, Indian Territory, May 26, 1906.

Anderson Rogers,

Catoosa, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Alma M. Rogers, as a citizen of the Cherokee Nation, you are advised that from the information contained in the affidavit as to the child's birth, this office cannot identify you upon its records as an applicant for enrollment as a citizen of the Cherokee Nation. You are requested to advise this office, by return mail, under what name application was made for your enrollment, your age, the names of your parents and any members of your family with whom you were enrolled.

The notary before whom the affidavit was executed failed to attach his signature to the affidavit of the mother of said child, and you are requested to have the inclosed blank form of birth affidavit properly executed, the notary before whom the affidavit is executed to attach his signature to each separate affidavit. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Incl. S-115  
LS

Respectfully,

Acting Commissioner

REFER IN REPLY TO THE FOLLOWING:

Cherokee

N. B. ~~000~~

535

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, September 21, 1906.

Anderson Rogers,

Catoosa, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Alma M. Rogers, as a citizen of the Cherokee Nation, you are advised that from the information contained in the affidavit as to the birth of said child, this office is unable to identify you upon its records as an applicant for enrollment as a citizen of the Cherokee Nation.

You are requested to advise this office, by return mail, under what name application for your enrollment was made, your age, the names of your parents and any members of your family with whom you were enrolled.

You are requested to return this letter with your reply.

Respectfully

Commissioner.

LMC

D. C. 42526

COPY

Talala, Ind. Ter. September 28<sup>th</sup> 1906

Commissioner to the Five Civ Tribes, Muskogee, I. T.  
Dear Sir:

In reply to your letter which I enclose will state that I was down at Catoosa and had not informed you of the Change in my Post Office address. My Post office address with you was either Talala or Oolagah Cherokee Nation I. T. will further State that I have been regularly enrolled as Cherokee freed man and have my allotment certifi for the land allotted to me in Section 11 Township 23 Range 14 as you can see by looking up the filings. My poll number is 2307 My fathers name is Houston Rogers a Cherokee freedman Roll No 2305 Hoping that this will identify me and straighten out the enrollment of my child Alma M. Rogers

I am respectfully

his  
Anderson Rogers X  
mark

Witness mark

John E. Pendleton,  
Notary Public.

My commission expires Dec. 21, 1908.

SEAL

Cherokee freedman  
N.B.535

Muskogee, Indian Territory, October 17, 1906

Anderson Rogers,  
Talala, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Alma M. Rogers, as a Cherokee freedman, you are directed to forward to this office, by return mail, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,

Commissioner.

WMP

REFER IN REPLY TO THE FOLLOWING:

Cherokee F.  
N. B. 535.

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, November 18, 1906.

Anderson Rogers,

Catoosa, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your child, Alma M. Rogers, as a Cherokee freedman, you are advised that the notary before whom the affidavit was executed, failed to attach his signature and show date of acknowledgement in the affidavit of the mother as to the birth of said child.

There is enclosed herewith a blank form of birth affidavit, which you are requested to have properly executed and return to this office, the notary before whom the affidavit is executed to attach his signature to each separate affidavit. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Incl. C-60  
LMC

Commissioner.

*Answered by  
J. E. Paulson Notary Public  
on Dec 7 1906 - for said Rogers*

Cherokee Freedmen  
N B 835

Muskogee, Indian Territory, December 29, 1906

John E. Pendleton,

Talala, Indian Territory.

Dear Sir:

This office is in receipt of your letter of December 7, referring to a letter from this office addressed to Anderson Rogers, a freedman citizen of the Cherokee Nation, in connection with the application for the enrollment of his minor child, Alm a M. Rogers. You state that Anderson Rogers states that the whereabouts of his wife and the midwife executing the affidavits to the birth of his child, are now unknown to him, and requests that the defective affidavits be returned to him for correction.

In reply you are advised that on May 24, 1906, application was received for the enrollment of Alma M. Rogers, the affidavit of mother being signed by Martha Rogers, and the seal of James Daniels, a Notary Public for the Northern District of Indian Territory, affixed thereto, but the Notary failed to sign his name, or to date the affidavit. The affidavit of the midwife as to the birth of said child is signed by Dora Ann Rogers, and the same is properly signed by the notary public, James Daniels, and his notarial seal attached, and the affidavit dated May 10, 1906.

There is enclosed herewith the affidavit of the mother, Martha Rogers, which was presumably executed before James Daniels, the notary whose seal is affixed, and you are directed to have the said James Daniel sign and date the same. This matter is important, and should receive immediate attention.

You are requested to return this letter with your reply.

Respectfully,

L M B  
Encl. B-14

Commissioner

Cherokee Freedmen  
W. B. 535

Muskogee, Indian Territory, April 29, 1907

Andersen Rogers,  
Care of R. E. Lynch,  
Tulsa, Indian Territory.

Dear sir:

Receipt is hereby acknowledged of affidavits as to the death of Alma Rogers, which you have had corrected as requested by this office.

Respectfully,

Acting Commissioner



Cher Fr M 536

Cher Fr M 536

**IN RE**

Application for Enrollment of

**MINOR CHILD**Act of Congress Approved  
April 26, 1906.

...William Calvin Vinson.....

as a citizen of

...Cherokee..... Nation.

Approved..... 190...

.....  
Commissioner.DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED JUL 2 1906

Tams Bixby,  
Commissioner.

RECEIVED JUN 21 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS. APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the... Cherokee... Nation,  
 of William Calvin Vinson..., born on the 12... day of May... 1904  
(Here insert name of child)  
 Name of Father: Yancy Vinson... a citizen of the Cherokee... Nation.  
 Name of Mother Lizzie Vinson... a citizen of the Cherokee... Nation.  
 Tribal enrollment of father... Freedman... Tribal enrollment of mother... Freedman...  
 Postoffice... Rowland, I. T.

State of Arkansas and  
 County of Sebastian

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,  
 Fort Smith, District.

I, Lizzie Vinson... on oath state that I am 35  
 years of age and a citizen by... adoption of the Cherokee... Nation;  
 that I am the lawful wife of... Yancy Vinson..., who is a citizen, by  
 adoption... of the Cherokee... Nation; that a male... child was  
Male or Female  
 born to me on 12th... day of May... 1904; that said child has been named  
 William Calvin Vinson... and was living March 4, 1906.

Signature

(Signed) Lizzie Vinson

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Campbell Leflore

Subscribed and sworn to before me this 20th... day of June... 1906.

SEAL

(Signed) Sam Edmondson

Notary Public.

My com expires Dec. 4, 1907  
 State of Arkansas

County of Sebastian AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,  
 Fort Smith, District.

I, Mattie Jackson..., a... mid-wife..., on oath state that I  
 attended on... Lizzie Vinson..., wife of... Yancy Vinson...  
 on the 12th... day of May... 1904; that there was born to her on said date a... male...  
Male or Female  
 child; that said child was living March 4, 1906, and is said to have been named... William  
 Calvin Vinson...

her  
 Mattie X Jackson  
 mark

WITNESSES TO MARK:

Knapp Stoaks

[Must be Two  
Witnesses]

Campbell Leflore

SEAL

Subscribed and sworn to before me this 20th... day of June... 1906.

My commission expires Dec. 4, 1907 (Signed) Sam Edmondson

Notary Public.

A. F. Mc.  
D. C. L.

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Willie White, et al., as Cherokee Freedmen, consolidating the ap-  
plications of:

|                       |                          |
|-----------------------|--------------------------|
| Millie White, et al., | Cherokee Freedmen R 317  |
| Annie Thomas,         | Cherokee Freedmen R 83   |
| Jim H. White, et al., | Cherokee Freedmen R 320  |
| Harry White,          | Cherokee Freedmen R 321  |
| Yancy Vinson, et al., | Cherokee Freedmen D 1088 |

--: D E C I S I O N :--

The record in this case shows that applications for enrollment as Cherokee Freedmen were made to this Commission by Millie White for herself and minor child, Viola White, by Willie Thomas for his wife, Annie Thomas; by Jim H. White for himself and minor children, Samantha, Birdie, and Etta White, and for his wife, Sarah White, by intermarriage; by Harry White, for himself; and by Yancy Vinson for himself and minor children, Elijah, Tilda, Orra, Colwest and Pink Vinson. Subsequent thereto an affidavit showing the birth, on January 17, 1902, of Essie Vinson, child of Yancy Vinson, was filed herewith and made a part of the record herein. Application was originally made for the enrollment of the said Annie Thomas as a citizen of the Cherokee Nation by intermarriage, but as any rights said applicant might possess by virtue of her marriage to a Cherokee freedman have been heretofore disposed of, only her rights as a Cherokee freedman will be considered in this decision.

The evidence in this case shows that one Charlotte Johnson, deceased, was the mother of the applicants, Millie White and Yancy Vinson; and that the said Millie White was born prior to the commencement of, and the said Yancy Vinson was born during, the rebellion, but after ample opportunity afforded, it is not

established by satisfactory evidence that either the said Charlotte Johnson, deceased, nor the applicant, Millie White, was the slave of a Cherokee citizen at the commencement of the rebellion.

The evidence in this case further shows that during said rebellion said applicants, Millie White and Yancy Vinson, together with their said mother, Charlotte Johnson, deceased, lived in the state of Alabama, and that, after the close of the rebellion, neither the said applicants nor their said mother removed to the Cherokee Nation within the time specified in the decree of the Court of Claims rendered February 3, 1896, in the case of Moses Whitmire, trustee, etc., vs. the Cherokee Nation, et al., for the return of freedmen to the Cherokee Nation.

The evidence further shows that the applicants, Viola White, Annie Thomas, Jim H. White and Harry White, are children of the applicant, Millie White, were born since the commencement of the rebellion, and possess no rights to enrollment other than as descendants of their said mother; that the applicants, Elijah, Tilda, Orra, Colwest, Pink and Essie Vinson, are children of the applicant, Yancy Vinson, were born since 1880, and it is not established that they possess any rights to enrollment other than as descendants of their said father; and that the applicants, Samantha, Birdie and Etta White, are children of the applicant, Jim H. White, were born since 1880, and possess no rights to enrollment other than as descendants of their said father. The applicant, Sarah White, neither possesses nor claims rights to enrollment as a Cherokee freedman other than such as she may obtain by virtue of her marriage to the applicant, Jim H. White. None of the applicants herein can be identified on any roll of the Cherokee Nation.

It is, therefore, the opinion of this Commission that the applications for the enrollment of Villie White, Viola White, Annie Thomas, Jim H. White, Samantha White, Birdie White, Etta White, Harry White, Yancy Vinson, Elijah Vinson, Tilda Vinson, Orra Vinson, Colwest Vinson, Pink Vinson and Essie Vinson, as Cherokee Freedmen, should be denied, under the provisions of the Act below noted; and that, following the ruling of the Department in the case of Lemuel Welcome (I.T.D.5848-04), Sarah White is not entitled to enrollment as a citizen by intermarriage of the Cherokee Nation, and that her application for enrollment as such, should be denied, under the provisions of section twenty-one of the Act of Congress approved June 28, 1898 (30 Stat., 495), and it is so ordered.

COMMISSION TO THE FIVE CIVILIZED TRIBES.

(Signed) Tams Bixby  
Chairman.

(Signed) T. B. Needles  
Commissioner.

(Signed) C. R. Breckinridge  
Commissioner.

Muskogee, Indian Territory,

APR 24 1905

COPY.

Cherokee F. N. B. 536

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
William Calvin Vinson as a Cherokee freedman.

DE C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on June 21, 1906, application was received at this office for the enrollment of William Calvin Vinson as a minor freedman citizen of the Cherokee Nation under the provisions of Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137). A copy of the decision rendered by the Commission to the Five Civilized Tribes on April 24, 1905, denying, among others, the application for the enrollment of Yancy Vinson as a Cherokee freedman, is filed herewith and made a part of the record herein.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, William Calvin Vinson, is the son of Lizzie Vinson, who is not shown to possess or claim any right to Cherokee freedman citizenship, and one Yancy Vinson, whose application for enrollment as a Cherokee freedman was, among others, denied by the Commission to the Five Civilized Tribes in its decision rendered April 24, 1905, which decision was on September 27, 1905, duly approved by the Department (I.T.D. 5382-1905, 5848-1905).

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof . . . . ."

I am, therefore, of the opinion that under the provisions of the Act of Congress above noted, I am without authority to receive or consider the application for the enrollment of William Calvin Vinson as a Cherokee freedman, and I hereby decline to receive said application.

  
Commissioner.

Dated at Muskogee, Indian Territory,  
this NOV 20 1906

Cherokee F.  
N. B. 414

Muskogee, Indian Territory, June 29, 1906.

Yancy Vinson,  
Rowland, Indian Territory.

Dear Sir:

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation of  
William Calvin Vinson, born May 12, 1904.

Respectfully,

Commissioner.

MMP

Cherokee Freedmen  
N.B.414 R. 804

Muskogee, Indian Territory, July 9, 1906

Lizzie Vinson,

Rowland, Indian Territory.

Dear Madam:

This office is in receipt of application for the enrollment as a citizen of the Cherokee Nation, of William Calvin Vinson, a child of yourself and Yancy Vinson. You are advised the records of this office show that the application of Yancy Vinson for the enrollment of himself and his minor children as Cherokee freedmen, was denied by the Commission to the Five Civilized Tribes, and its action approved by the Secretary of the Interior September 25, 1905.

The Act of Congress approved April 26, 1906 (Public No. 129), provides:

"That for ninety days after the approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Cherokee tribe, or have applications for enrollment pending at the approval hereof, ....."



Lizzie Vinson---2

The action of the secretary of the Interior in Cherokee enrollment cases is final, and as it is shown that the application for the enrollment as a Cherokee freedman of your husband, Yancy Vinson, father of said William Calvin Vinson, had been denied prior to April 26, 1906, and it does not appear that any application has been made for your enrollment as a citizen of the Cherokee nation, it does not appear that this office has any authority to consider an application made for your said child.

Respectfully,

L. N. B.

Commissioner

Cherokee freedman  
N. B. 536.

Muskogee, Indian Territory, November 20, 1906.

W. W. Hastings,  
Attorney for the Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated November 20, 1906, refusing to receive or consider the application for the enrollment of William Calvin Vinson as a Cherokee freedman.

The decision, together with the record of proceedings had in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of same.

Respectfully,

Encl.H-15.  
J.H.

Commissioner.

COPY.

Muskogee, Indian Territory, November 20, 1906.

The Honorable,

The Secretary of the Interior.

Sir:

There is transmitted herewith the record of proceedings had in the matter of application for the enrollment, under the Act of Congress approved April 26, 1906, (34 Stat.137) of William Calvin Vinson as a Cherokee freedman, including the decision of the Commissioner, dated November 20, 1906, refusing to receive or consider said application.

Respectfully,

Through the  
Commissioner of Indian Affairs.

Commissioner.

Encl.H-16.  
JH.

REFER IN REPLY TO THE FOLLOWING:  
**Cherokee freedman**  
**N. B. 536.**

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, November 20, 1906.

Yancy Vinson,  
Rowland, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated November 20, 1906, refusing to receive or consider your application for the enrollment of your child, William Calvin Vinson, as a Cherokee freedman.

The decision, together with the record of proceedings has in the case, has this day been transmitted to the Secretary of the Interior for his review and decision. You will be advised of the Secretary's action as soon as this office is informed of the same.

Respectfully,

Encl.H-14.  
J.H.  
Register.

Commissioner.

C O P Y .

DEPARTMENT OF THE INTERIOR,  
Office of Indian Affairs,  
Washington.

Land.  
102740-1906

February 12, 1907.

The Honorable,

The Secretary of the Interior.

Sir:

Referring to Department letter of September 27, 1906, (I.T.D. 5848), there is enclosed a report from the Commissioner to the Five Civilized Tribes, dated November 20, 1906, transmitting the record relative to the application of William Calvin Vinson for enrollment as a Cherokee freedman.

On June 21, 1906, application was made to the Commissioner for the enrollment of William Calvin Vinson as a Cherokee freedman.

On November 20, 1906, the Commissioner held that the applicant was not entitled to such enrollment.

The applicant is the minor son of Lizzie Vinson, a non-citizen, and Yancy Vinson, whose application for enrollment as a Cherokee freedman was denied by the Department in letter of September 27, 1906 (I.T.D. 5848).

Under the provisions of Section 2 of the Act of April 26, 1906 (34 Stat. L., 137), the decision of the Commissioner adverse to the applicant is recommended for approval.

Very respectfully,

C.F. Larrabee,

Acting Commissioner.

H.R.D. - NL

C O P Y

K.L.M.

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

LLB

I.T.D.3170-1907.

February 15, 1907.

L M

Direct.

Commissioner to the Five Civilized Tribes,  
Muskegee, Indian Territory.

Sir:

November 20, 1906, you transmitted the record in the matter of the application for the enrollment of William Calvin Vinson as a Cherokee freedman, including your decision of the same date, adverse to the applicant.

Reporting February 12, 1907 (Land 102740-1906), the Indian Office recommended that your decision be approved. A copy of its letter is inclosed.

The Department concurs in said recommendation, and your decision is hereby affirmed.

The papers in the case and a carbon copy hereof have been sent to the Indian Office.

Respectfully,

Signed, Thos. Ryan  
First Assistant Secretary.

1 inc. and 3 to Ind. Of.

A F M C  
2-16-08.

Cherokee F.  
H.B.536

COPY

Muskogee, Indian Territory, March 4, 1907.

Yancy Vinson,

Rowland, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated November 20, 1906, rejecting the application for the enrollment of your child, William Calvin Vinson, as a Cherokee freedman, was affirmed by the Secretary of the Interior, February 15, 1907.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *James H. Hasty*

Commissioner.

Encl.H-4  
JMH

Cherokee F.  
H.B. 536

COPY

Muskogee, Indian Territory, March 4, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that the decision of the Commissioner to the Five Civilized Tribes, dated November 20, 1906, rejecting the application for the enrollment of William Calvin Vinson as a Cherokee freedman, was affirmed by the Secretary of the Interior, February 15, 1907.

For your information there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

SIGNED *James D. ...*  
Commissioner.

Encl. H-5  
JMH



EMPTY

Cher Fr M 538

Cher Fr M 538

W.S.M.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of

EDDIE PARRIS,

as a Cherokee freedman.

Cherokee F.N.B. 538.

5716538

199

IN RE  
Application for Enrollment of  
**MINOR CHILD**

Act of Congress Approved  
April 20, 1906.

*Eddie Panner*

as a citizen of

*Alaska*

Nation.

Approved..... 190.....

Commissioner.

DEPARTMENT OF THE INTERIOR  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES

FILED



COMMISSIONER

RECEIVED  
MAY 31 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
of Eddie Paris [Here insert name of child] born on the 1<sup>st</sup> day of August 1902  
Name of Father: Robert Paris a citizen of the Cherokee Nation.  
Name of Mother: Nellie Paris a citizen of the Adopted Cherokee Nation.  
Tribal enrollment of father: Cherokee 96244 Tribal enrollment of mother: Adopted Cherokee 15392  
Postoffice: Melvin Ind. Ter.

AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, } two witnesses to death of both father  
Western District. } and mother,

I, Nellie Paris, on oath state that I am .....  
years of age and a citizen by ..... of the ..... Nation;  
that I am the lawful wife of ..... who is a citizen, by  
..... of the ..... Nation; that a ..... child was  
born to me on ..... day of ..... 1902; that said child has been named  
Eddie and was living March 4, 1906.

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 29 day of May 1906.

Robert A. Ross

Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }  
Western District. }

I, Ellen Roberts, a midwife, on oath state that I  
attended on Nellie Paris wife of Robert Paris  
on the 1<sup>st</sup> day of August 1902; that there was born to her on said date a Male  
child; that said child was living March 4, 1906, and is said to have been named  
Eddie Paris

WITNESSES TO MARK:

[Must be Two  
Witnesses]

Subscribed and sworn to before me this 29 day of May 1906.

Robert A. Ross

Notary Public.

1388

FILED

*[Handwritten signature]*

Witness: Susan Hubbard  
Emma Hubbard

This is to certify that the rite of Holy Matrimony was celebrated between Robert Parris of Melvin, Ind. Ter., and Nellie Roberts of Melvin, Ind. Ter., on March 15, 1891, at Sam Roberts, by Rev. S. A. Brewer.

Witness. { Susan Harlan.  
( Ellen Roberts.

This certifies that the undersigned, being duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes he made the above and foregoing copy, and that the same is a full, true and correct copy of the original instrument now on file in this office.

William H. Horman

Subscribed and sworn to before me this 21, day of February, 1907.

Francis H. Lane  
Notary Public.



IN RE  
THE DEATH OF

*Robert E. Parrie*

a citizen of the

*Cherokee* Nation.

Approved

190

Commissioner.

MISSIONER TO THE CIVIL SERVICE

FILED

*[Handwritten signature]*  
COMMISSIONER

RECEIVED

JUL 25 1906

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Robert E. Parris  
(Here insert name of deceased.)  
a citizen of the Cherokee Nation, who formerly resided at or near  
Melvin, Ind. Ter., and died on the 23 day of  
September, 1905.  
(Here insert name of postoffice.)

AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, David Parris, on oath state that I am 34  
years of age and a citizen, by claimant, of the Cherokee Nation;  
that my postoffice address is Melvin, Ind. Ter.; that I am  
Brother of Robert E. Parris  
(State relationship: as the father; an uncle; a cousin, etc.) (Here insert name of deceased.)  
who was a citizen, by (blood) grandson of the Cherokee Nation  
and that said Robert E. Parris died on the 23 day of  
September, 1905.  
(Here insert name of deceased.)

WITNESSES TO MARK:

Harold Parris

(Must Be Two  
Witnesses.)

Subscribed and sworn to before me this 21 day of July, 1906.

Robert W. Ross,

Notary Public.

AFFIDAVIT OF ACQUAINTANCE

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Clara Harlan, on oath state that I am 30  
years of age, and a citizen by (blood) grand-daughter of the Cherokee Nation;  
that my postoffice address is Melvin, Ind. Ter.;  
(Here insert name of postoffice.)  
that I was personally acquainted with Robert E. Parris  
(Here insert name of deceased.)  
who was a citizen, by (blood) grand-son, of the Cherokee Nation;  
and that said Robert E. Parris died on the 23 day of  
September, 1905.  
(Here insert name of deceased.)

WITNESSES TO MARK:

Clara Harlan

(Must Be Two  
Witnesses.)

Subscribed and sworn to before me this 21 day of July, 1906.

Robert W. Ross,  
Notary Public.

IN RE  
THE DEATH OF

Nellie Parris  
a citizen of the

Cherokee Nation.

*Approved*

190

Commissioner.

FILED

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Nellie Parris  
(Here insert name of deceased.)  
a citizen of the U. S.  
Melvin, who formerly resided at or near  
(Here insert name of postoffice.) Ind. Ter., and died on the 10<sup>th</sup> day of  
May, 1904.

AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.  
I, Eellan Roberts, do hereby state that I am 45  
years of age and a citizen, by Adoption of the Cherokee Nation;  
that my postoffice address is Melvin, Ind. Ter.; that I am  
(Here insert name of postoffice.)  
The Mother of Nellie Parris  
(State relationship: as the father; an uncle; a cousin, etc.)  
who was a citizen, EX, of the United States NAME  
and that said Nellie Parris died on the 10<sup>th</sup> day of  
(Here insert name of deceased.)  
May, 1904. Eellan Roberts  
mark

WITNESSES TO MARK:

(Must Be Two Witnesses) { C. S. Denton  
E. L. Garaway

Subscribed and sworn to before me this 3<sup>rd</sup> day of December, 1904.  
My Com. Ex. 12/30/04 D. M. Butler  
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.  
I, Susan Harland, do hereby state that I am 52  
years of age, and a citizen by Adoption of the Cherokee Nation;  
that my postoffice address is Melvin, Ind. Ter.;  
(Here insert name of postoffice.)  
that I was personally acquainted with Nellie Parris  
(Here insert name of deceased.)  
who was a citizen, EX, of the United States NAME  
and that said Nellie Parris died on the 10<sup>th</sup> day of  
(Here insert name of deceased.)  
May, 1904. Susan Harland  
mark

WITNESSES TO MARK:

(Must Be Two Witnesses) { C. S. Denton  
E. L. Garaway

Subscribed and sworn to before me this 3<sup>rd</sup> day of December, 1904.  
My Com. Ex. 12/30/04 D. M. Butler  
Notary Public.

IN RE  
THE DEATH OF

Robert Parris  
a citizen of the

Cherokee Nation.

*NEB*  
Approved

190

Commissioner.

FILED

32

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

In the matter of the death of Robert Parris  
(Here insert name of deceased.)  
a citizen of the Cherokee Nation, who formerly resided at or near  
Melvin, Ind. Ter., and died on the 23 day of  
(Here insert name of postoffice.)  
September, 1905.

AFFIDAVIT OF RELATIVE

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Susan Harland, on oath state that I am 52  
years of age and a citizen, by Adoption, of the Cherokee Nation;  
that my postoffice address is Melvin, Ind. Ter.; that I am  
(Here insert name of postoffice.)  
No Relation of Robert Parris  
(State relationship: as the father; an uncle; a cousin, etc.)  
(Here insert name of deceased.)  
who was a citizen, by adoption, of the Cherokee Nation  
and that said Robert Parris died on the 23 day of  
(Here insert name of deceased.)  
September, 1905.

WITNESSES TO MARK:

(Must Be Two Witnesses.) { C. S. Dutton  
E. L. Gasaway.

Susan her Harland  
Mark

Subscribed and sworn to before me this 3rd day of December, 1906.  
My Com. Ex. 12/30/06 D. M. Butler  
Notary Public.

AFFIDAVIT OF ACQUAINTANCE.

UNITED STATES OF AMERICA, INDIAN TERRITORY,  
Western DISTRICT.

I, Ellan Roberts, on oath state that I am 45  
years of age, and a citizen by adoption, of the Cherokee Nation;  
that my postoffice address is Melvin, Ind. Ter.;  
(Here insert name of postoffice.)  
that I was personally acquainted with Robert Parris  
(Here insert name of deceased.)  
who was a citizen, by adoption, of the Cherokee Nation;  
and that said Robert Parris died on the 23 day of  
(Here insert name of deceased.)  
September, 1905.

WITNESSES TO MARK:

(Must Be Two Witnesses.) { C. S. Dutton  
E. L. Gasaway.

Ellan her Roberts  
Mark

Subscribed and sworn to before me this 3rd day of December, 1906.  
My Com. Ex. 12/30/06 D. M. Butler  
Notary Public.

610-11

RECEIVED IN THE

**FILED**

*[Handwritten signature]*

H. F. JONES MERCANTILE CO.  
DEALERS IN  
GENERAL MERCHANDISE,  
WAGONER, IND. TER.

Jan. 11 1907

This is to certify that we the undersigned are personally acquainted with Nellie Parris, and have known her since childhood, and also have positive knowledge of the birth of Eddie Parris, and know him to be a son of Nellie Parris and her husband Robert Parris.

Witness.

R. A. Ross.

Charlotte Porter  
Ross <sup>his</sup> + Holland  
<sub>mat</sub>

Subscribed and sworn to before me  
this 11<sup>th</sup> day of January, 1907.

Robert A. Ross.

My Commission.

Notary.

Expire July 12 1908



H.F. JONES MERCANTILE CO.

dealers in

General merchandise,  
Wagoner, Ind. Ter.

Jan., 11, 1907.

This is to certify that we the undersigned are personally acquainted with Nellie Parris, and have known her since childhood and also have positive knowledge of the birth of Eddie Parris, and know him to be a son of Nellie Parris and her husband Robert Parris.

Charlotte Foster.  
his  
Bass X Holland.  
mark.

Witness,

R. A. Ross.

Subscribed and sworn to before me this 11, day of January, 1907.

Robert A. Ross.

My Commission  
expires July 12, 1908.

Notary.

This certifies that the undersigned being duly sworn, states that as stenographer to the Commission to the Five Civilized Tribes, he made the above and foregoing copy, and that the same is a full, true and correct copy of the original instrument now on file in this office.

Allen Panthorne

Subscribed and sworn to before me this 21, day of February, 1907.

Francis H. Hanner  
Notary Public

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Eddie Parris as a Cherokee freedman.

D E C I S I O N .

THE RECORDS OF THIS OFFICE SHOW: That on May 31, 1906, application was received at this office for the enrollment as a minor freedman citizen of the Cherokee Nation of Eddie Parris, under the provisions of section two of the Act of Congress approved April 26, 1906, (34 Stat., 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Eddie Parris, is the minor child of Robert Parris, a regularly enrolled freedman of the Cherokee Nation, and Nellie Parris, a non-citizen white woman, (both deceased), and possesses no right to enrollment not possessed by his said parents. It is further shown that said parents were legally married on March 15, 1891, and said child was born to them in lawful wedlock, on August 1, 1902, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That the applicant, Eddie Parris, under the provisions of section two of the Act of Congress above noted, is entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly granted.

Dated at Muskogee, Indian Territory,

  
Commissioner.

this FEB 27 1907

7713538

11

DEPARTMENT OF THE INTERIOR,  
Comptroller of the Public Lands.

RECEIVED

LH

ROY

MAY 6 1907

RECEIVED

Commissioner to the Five Civilized Tribes.

DEPARTMENT OF THE INTERIOR

John H. ...

7713538

Wagoner J. F. March 4 1907.

We wish to state our oath that we have actual personal knowledge of the birth and parentage of Eddie Parris and know him to be the son of Robert and Nellie Parris; Eddie Parris was born August 1<sup>st</sup> 1902, and was living March 4<sup>th</sup> 1906, and is still living.

Witness, David Parris

- Fannie Parris

- Jeannette Sparlan

Subscribed and sworn to before me this 4<sup>th</sup> day

of March 1907

my commission

expires July 12 1908

Robert A. Ross.

Notary Public.

UNITED STATES OF AMERICA  
INDIAN TERRITORY,                      I    SS  
WESTERN DISTRICT.                    I

Charlotte Porter and Bass Holland being duly sworn each for herself and himself, say that the said Charlotte Porter resides at \_\_\_\_\_, Indian Territory and is \_\_\_\_\_ years of age; that the said Bass Holland resides at \_\_\_\_\_, Indian Territory and is \_\_\_\_\_ years of age; deponents further say that they were well acquainted with Robert Parris and Nellie Parris, his wife, of the Cherokee Nation, who prior to their deaths resided at Melvin, Indian Territory; that each of said deponents has well known the said Nellie Parris since her childhood; and that they each know by actual personal knowledge that the said Nellie Parris on the 1st day of August, 1902 gave birth to a male child, which was named Eddie Parris; and that said child was living March 4, 1906, and is now alive; and the deponents further say that they verily believe that said child's father was the said Robert Parris; and that said mother was Nellie Parris; and that said child was born in lawful wedlock; that the said Robert and Nellie Parris lived and cohabited happily together as man and wife for more than thirteen years to the knowledge of the deponents. The said Nellie Parris dying May 10, 1904, and Robert Parris dying September 23, 1905.

WITNESS TO MARK:

Must be two witnesses:

\_\_\_\_\_  
\_\_\_\_\_  
Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_ 1907.

\_\_\_\_\_  
Notary Public. -

Cherokee  
N. B. 2789

Muskogee, Indian Territory, June 5, 1906.

Fannie Paris,

Melvin, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Eddie Parris, born August 1, 1902.

Respectfully,

Commissioner.

LMC

Cherokee N.B.2739.

Cherokee 3979

Muskogee, Indian Territory, June 20, 1906.

Fannie Parris,

Melvin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of Eddie Parris, minor child of Robert E. and Nellie Parris, as a citizen of the Cherokee nation, there is enclosed herewith a blank form of death affidavit which you are requested to have properly executed showing the date of the death of Robert E. Parris. This matter should receive your immediate attention.

You are requested to return this letter with the affidavit.

Respectfully,

Encl. H.J.-87.  
H.J.C.

Commissioner.



REFER IN REPLY TO THE FOLLOWING:  
**Cherokee Y**  
**N. B. 538.**

DEPARTMENT OF THE INTERIOR.  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, November 13, 1906

Fannie Parris,

Melvin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of Eddie Parris, minor child of Robert and Nellie Parris, as a citizen of the Cherokee Nation, you are advised that it will be necessary for you to properly execute the enclosed blank form of death affidavit and return to this office, showing the date of the death of Nellie Parris.

You are also advised that the father of said child has been identified upon the records of this office as a citizen of the Cherokee Nation under the name of Robert Parris. His name appears throughout the death affidavit as Robert E. Parris.

There is enclosed herewith a blank form of death affidavit, which you are requested to have properly executed and return to this office, showing the date of the death of Robert Parris, and his name to appear throughout the same as Robert Parris.

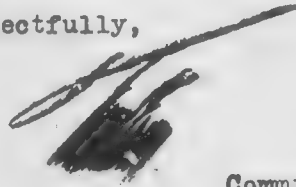
-2-

You are also directed to forward with the affidavits, either the original or a certified copy of the marriage license and certificate of Robert and Nellie Parris.

You are further advised that before the enrollment of Eddie Parris will be complete it will be necessary for you to secure affidavits from two disinterested persons who have actual personal knowledge of the birth and parentage of said child. This matter should receive your immediate attention.

You are requested to return this letter with your reply.

Respectfully,



Commissioner.

Incl.C-2  
LMC

Cherokee 7  
N. B. 538.

Muskogee, Indian Territory, December 14, 1906.

Fannie Parris,

Melvin, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of Eddie Parris, minor child of Robert and Nellie Parris, as a citizen of the Cherokee nation, you are requested to secure, if possible, a certificate from the minister who officiated at the marriage of Robert and Nellie Parris.

You are also advised that before the enrollment of the said Eddie Parris is complete it will be necessary for you to secure affidavits from two disinterested persons who have actual personal knowledge of said child's birth and that said child was living March 4, 1906.

Respectfully,

LMC

Commissioner.

~~is not properly executed. This affidavit also fails to show the date of birth of said child or that it was living March 4, 1906.~~

Cherokee freed-  
man N. B. 538

~~The signature of one signing by mark must be attested~~

Muskogee, Indian Territory, January 22, 1907.

Fannie Parris,

Melvin, Indian Territory.

Dear Madam:

In connection with the application for the enrollment of Eddie Parris, minor child of Robert and Nellie Parris, as a Cherokee freedman, you are advised that it will be necessary for you to secure affidavits from two disinterested persons who have actual personal knowledge of the birth and parentage of said child, and that it was living March 4, 1906.

You are further advised that this office is in receipt of an affidavit executed by Charlotte Porter and Bass Holland as to the birth of said child, but that said affidavit is not properly executed. This affidavit also fails to show the date of birth of said child or that it was living March 4, 1906.

The signature of one signing by mark must be attested by two witnesses other than the notary public before whom it is executed. This matter should receive your immediate attention.

Respectfully,

MMP

Commissioner.

Form No. 260.

**THE WESTERN UNION TELEGRAPH COMPANY.**

**23,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.**

**ROBERT C. CLOWRY, President and General Manager.**

|                |             |       |
|----------------|-------------|-------|
| Receiver's No. | Time Filled | Check |
|----------------|-------------|-------|

**SEND** the following message subject to the terms on back hereof, which are hereby agreed to. Muskogee, Ind. Ter. Feb. 6, 1907.

Eddie Parris,

Bellevue, Indian Territory.

Have Charlotte Porter and Pass Holland appear immediately and testify in case of Eddie Parris.

Bixby

O.B.G.R. PAID.

Commissioner.

**READ THE NOTICE AND AGREEMENT ON BACK.**

Melvin, Ind. Ter.

Feb. 13th 1907

Sirs in reply to your telegram I will say that I myself have nothing whatever to do with the case of Edd Parris I was only a witness in trying to enrole him and I dont know how my name happened to get mixed up so bad Adress all letters in his case to Ellen Roberts Melvin I. T. She is the one that has charge of him I am not any relation I am only married to one of the Parris's

Fannie Parris

Melvin Ind. Ter.

Form No. 1511.

**NIGHT MESSAGE.**  
**THE WESTERN UNION TELEGRAPH COMPANY.**

24,000 OFFICES IN AMERICA. INCORPORATED CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

**SEND** the following night message subject to the terms on back hereof, which are hereby agreed to. )

Muskogee, Indian Territory, February 23, 1907

David Harris,

Velvin, Indian Territory.

In order that Eddie Harris, minor child of your deceased brother, Robert T. Harris, may be enrolled, you must send to this office immediately, the affidavits of two disinterested witnesses as to the birth and parentage of said minor child.

C.R.C.R. Paid

Dixby,

Commissioner.

☒ READ THE NOTICE AND AGREEMENT ON BACK ☒

REFER IN FULLY TO THE FOLLOWING:  
8719  
548  
MPC

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, February 23, 1907.

Special

David Parris,  
Melvin, Indian Territory.

Dear Sir:

The Commissioner sent you this day a telegram as follows:

"In order that Eddie Parris, minor child of your deceased brother, Robert E. Parris, may be enrolled, you must send to this office immediately, the affidavits of two disinterested witnesses as to the birth and parentage of said minor child."

Unless this matter receives your immediate attention, said minor child can not be enrolled.

Respectfully,

MMP

  
Commissioner.



Cherokee T  
N. B. 538.

COPY.

Muskogee, Indian Territory, February 27, 1907.

Ellen Roberts,

Melvin, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated February 27, 1907, granting the application for the enrollment of Eddie Parris, as a Cherokee freedman.

You will be advised when the name of said child has been placed upon a schedule of citizens of the Cherokee Nation and approved by the Secretary of the Interior.

Respectfully,

SIGNED: *Tamm Lacey.*

Commissioner.

Encl.C-35  
LMC

Cherokee F.  
N. B. 538.

~~copy~~

Muskogee, Indian Territory, February 27, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the five Civilized Tribes, dated February 27, 1907, granting the application for the enrollment of Eddie Parris, as a Cherokee freedman.

Respectfully,

*Tamm Bixby.*

~~RECEIVED~~

Commissioner.

Encl.C-41  
LMC

Cherokee F. N. B. 538.

Muskogee, Indian Territory, February 27, 1907.

The Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

Receipt is acknowledged of the testimony and of  
your decision enrolling Eddie Parris, as a Cherokee freedman.  
Time for potesting said decision is waived, and I consent  
that said person may be placed upon the schedule immediately.

Respectfully,

*J. W. Hastings*

Attorney for Cherokee Nation.



RETURN PENALTY ENVELOPE.

This envelope can only be used to reply to official communications. The address MUST NOT be changed.

Department of the Interior

Commission to the Five Civilized Tribes

MUSKOGEE, IND. TER. C.

OFFICIAL BUSINESS

Penalty for private use, \$300.

DEPARTMENT OF THE INTERIOR

Commission to the Five Civilized Tribes

RECEIVED

4 1907

THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

MUSKOGEE,

IND. TER.

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RETURN PENALTY ENVELOPE.

Department of the Interior

Commission to the Five Civilized Tribes,

MUSKOGEE, IND. TER.

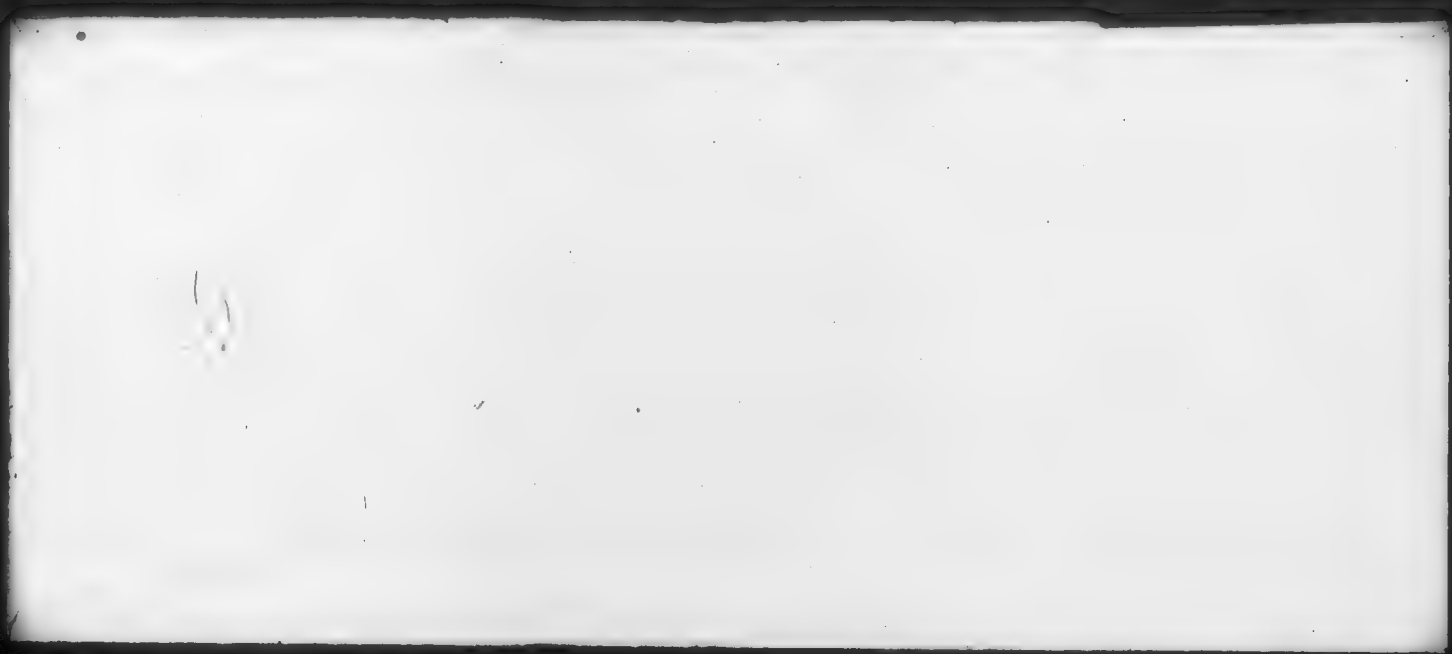
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THE COMMISSION TO THE FIVE CIVILIZED TRIBES,

MUSKOGEE,

IND. TER.



Cher Fr M 539

Cher Fr M 539



673

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of

CARRIE NERO

as a Cherokee Freedman.

CHEROKEE, N.B. 539.

Fr. 2234 v

20

IN RE 2247

Application for Enrollment of

INFANT CHILD

Carrie Hero

as a citizen of

GRAND

Nation.

Approved,

190

Commissioner.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER OF THE BUREAU OF INDIAN AFFAIRS,  
WASHINGTON, D. C.

APR 1 1901

DEPARTMENT OF THE INTERIOR,  
COMMISSION TO THE FIVE CIVILIZED TRIBES.

IN RE Application for Enrollment, as a citizen of the Creek Nation,  
of Carrie Nero, born on the 11 day of May, 1904  
(Here insert name of child)  
Name of Father: Abel L. Nero, a citizen of the Creek Nation.  
Name of Mother: Sarah L. Nero, a citizen of the Cherokee Nation.  
Post-office, Port Gibson Ind. Terr.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

Western

District.

I, Sarah Nero, on oath state that I am 29  
years of age and a citizen, by Adoption, of the Cherokee Nation;  
that I am the lawful wife of Abel Nero, who is a citizen, by  
Adoption, of the Creek Nation, that a Female child was  
(male or female)  
born to me on the 11 day of May, 1904 that said child has been  
named Carrie Nero, and is now living.

WITNESSES TO MARK

(Must be Two  
Witnesses)Sarah Nero

Subscribed and sworn to before me this 25 day of April, 1905.  
Com Ex.  
July 6 1905  
Wm. D. McBride  
NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MIDWIFE.

UNITED STATES OF AMERICA.

INDIAN TERRITORY.

Western

District.

I, Mary Rivers, a citizen, on oath state that I  
attended on Mrs. Sarah Nero, wife of Abel Nero,  
on the 11 day of May, 1904 that there was born to her on  
said date a Female child; that said child is now living and is said to have been  
(male or female)  
named Carrie Nero.

WITNESSES TO MARK:

(Must be Two  
Witnesses)La. M. Martin  
M. M. McBrideMary Rivers her  
mark.

Subscribed and sworn to before me this 25 day of April, 1905.  
Wm. D. McBride  
NOTARY PUBLIC.

116 1906

In the matter of Application of the  
enrollment of Carrie Nero, minor  
child of Sarah Nero, as a crest. Indian.

On this 10<sup>th</sup> day of January, 1906 personally  
appeared before me, a Notary Public, in  
and for the Western District of Indian Territory  
Richard Nero who after being  
duly sworn according to later  
declarations as follows.

That he was present at the  
marriage of Abe. L. & Sarah Nero  
on the 19<sup>th</sup> of August 1896 and that  
I have known of their living to-  
gether as man and wife since  
that date.

That at the time of marriage  
it was not considered necessary &  
required to have marriage licence.  
provided that both parties were  
citizens.

Witness my hand and seal this 10<sup>th</sup>  
day of January, 1906.

Indian Territory }  
Western District }

Richard Nero.

Sworn & Subscribed to before me this  
10 day of January, 1906.

Hugh Quinn  
Notary Public

in the matter of Application of the  
enrollment of Carrie Nro, minor child  
of Sarah Nro, as a creek Indian and

On this 10 day of January 1906 personally  
appeared before me, A Notary Public, in and  
for the Western District of Indian Territory,

Alex Nivins and Nancy Shepard who  
after being duly sworn according to  
law, each for him- & herself deposed  
and says that they are acquainted with  
Abr. L. & Sarah Nro, Father and Mother  
of Carrie Nro, that they have been  
living neighbors to them and that  
they have been living as man  
and wife since Aug 19<sup>th</sup>, 1896.

That we were not present when  
they were married but know of the  
marriage at the time it was performed.

That at the time of marriage  
when both parties were citizens  
there was no marriage certificate  
required. Witness our hands and seals this  
10 day of January 1906 at Hobson, D.T.  
witness to Mark. Signed. Alex Nivins

W. D. Cooper } Nancy <sup>his</sup> Shepard  
Indian Territory }  
Western Dist. }  
Sworn & Subscribed to before me this 10 day of

January 1906.

Hugh Canine  
Notary Public

*Cherokee*  
~~FREE~~ FREEDMAN

199

IN RE

Application for Enrollment of  
**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

*Carrie Hero* .....

as a citizen of

*Cherokee*  
~~Cherokee~~ Nation.

*W. H. H. H.*  
Approved..... 190...

Commissioner.

RECEIVED

RECEIVED  
MAY 1906

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MINORS. ACT OF CONGRESS, APPROVED APRIL 26, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Creek Nation,  
 of Carrie Mrs, born on the 10 day of May, 1904  
 (Here insert name of child)  
 Name of Father: Abe Mrs a citizen of the Creek Nation.  
 Name of Mother: Sarah Mrs a citizen of the Cherokee Nation.  
 Tribal enrollment of father: Creek Freedman Tribal enrollment of mother: Cherokee Freedman  
 Postoffice: Fort Gibson I S

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Sarah Mrs, on oath state that I am 30  
 years of age and a citizen by Birth of the Cherokee Nation;  
 that I am the lawful wife of Abe Mrs, who is a citizen, by  
Birth of the Creek Nation; that a Female child was  
 [Male or Female]  
 born to me on 10 day of May, 1904; that said child has been named  
Carrie Mrs, and was living March 4, 1906.

Sarah Mrs

## WITNESSES TO MARK:

[Must be Two Witnesses] {  
 \_\_\_\_\_  
 \_\_\_\_\_

Subscribed and sworn to before me this 19 day of May, 1906.My Commission Expires Feb. 9th, 1909.

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory, }

Western District. }

I, Mary Mrs, a Midwife, on oath state that I  
 attended on Sarah Mrs, wife of Abe Mrs,  
 on the 10 day of May, 1904; that there was born to her on said date a Female  
 [Male or Female]  
 child; that said child was living March 4, 1906, and is said to have been named.

Carrie MrsMary Mrs

## WITNESSES TO MARK:

[Must be Two Witnesses] {  
H. Parker  
Herbert K. Kurland

Subscribed and sworn to before me this 19 day of May, 1906.Hugh Commey

Notary Public.

My Commission Expires Feb. 9th, 1909.



DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, IND. TER., DECEMBER 19, 1906.

In the matter of the application for the enrollment  
of Carrie Nero as a citizen of the Cherokee Nation.

--:--

SARAH NERO being first duly sworn, testified as follows:

- Q. What is your name? A. Sarah Nero.  
Q. How old are you? A. Thirty-one.  
Q. What is your postoffice? A. Fort Gibson.  
Q. Are you a Cherokee freedman? A. Yes sir.  
Q. What is the name of your father? A. Feeland Jones.  
Q. What is the name of your mother? A. Her name is Nancy Logan, now.  
Q. Have you some children? A. Yes sir.  
Q. What are their names? A. Roger and Carrie Nero.  
Q. Did you have a child named Jesse? A. Yes sir, she is dead.  
Q. When did she die? A. I forget what year she did die in.  
Q. Are you married? A. Yes sir.  
Q. What is the name of your husband? A. A. L. Nero.  
Q. Is this man here (indicating) he? A. Yes sir.  
Q. Is he a citizen of the Creek Nation? A. Yes sir.  
Q. Is he the father of your child, Carrie? A. Yes sir.  
Q. Has application been made for the enrollment of Carrie as a citizen of the Creek Nation? A. Yes sir.  
Q. Have you also made application for her enrollment as a citizen of the Cherokee Nation? A. No sir.  
Q. You never have? A. No sir.  
Q. In which Nation do you want your child enrolled?  
A. In the Cherokee Nation.  
Q. You do want it enrolled in the Cherokee Nation? A. Yes sir.  
Q. Are your other children enrolled in the Cherokee Nation?  
A. Yes sir.

The records show that Sarah Nero and her children Roger H. and Jesse Corine Nero are duly enrolled Cherokee freedmen, Roll Numbers 1266, 1267, and 1268. They are listed for enrollment on Cherokee freedmen card Field No. 500.

The records further show that on April 27, 1905, application was received for the enrollment, under the provisions of the Act of Congress approved March 3, 1905, (Public No. 212), of Carrie Nero, child of the witness, Sarah Nero and Abe L. Nero, a duly enrolled Creek Freedman, Roll No. 2234.

The records further show that on May 22, 1906, application was received for the enrollment of said Carrie Nero, child of "Abe Nero a citizen of the Creek Nation," and "Sarah Nero a citizen of the Cherokee Nation."

Carrie Nero,-2  
Cherokee Freedmen N.B.

- Q. If it should be determined that your child is entitled to enrollment as a citizen of either the Cherokee or Creek Nation, in which Nation do you elect to have it enrolled?  
A. In the Cherokee nation.

ABE L. NERO being first duly sworn, testified as follows:

- Q. What is your name? A. Abe L. Nero.  
Q. How old are you A. Thirty-nine.  
Q. What is your postoffice? A. Fort Gibson.  
Q. Are you a Creek Freedman, A. Yes sir  
Q. Been enrolled? A. Yes sir.  
Q. Have received your allotment? A. Yes sir.  
Q. This is your wife here (indicating)? A. Yes sir.  
Q. You have heard her testimony? A. Yes sir.  
Q. If it should be decided that your child Carrie Nero is entitled to enrollment in either the Creek or Cherokee Nation, in which Nation do you elect to have it enrolled and receive its allotment of land? A. In the Cherokee Nation.  
Q. Have you some other children older than this one? A. Yes sir.  
Q. They have been enrolled as Cherokee freedmen? A. Yes sir.  
Q. Is Carrie living now? A. Yes sir.

-----  
Lucy M. Bowman being first duly sworn states that as stenographer to the Commissioner to the five civilized Tribes she correctly recorded the testimony in the above case, and that the foregoing is a full, true and correct transcript of her stenographic notes thereof.



Subscribed and sworn to before me this 20th day of December, 1906

  
Notary Public

  
Cherokee Freedmen N. B.


DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment  
of Carrie Nero as a citizen of the Cherokee Nation.

O R D E R .

It appearing from the record herein that Carrie Nero who has been listed for enrollment under the Act of March 4, 1905, on Creek Freedman card No. 614, is a child of Abe L. Nero, a duly enrolled Creek Freedman, and Sarah Nero, a duly enrolled Cherokee Freedman, and that application was received May 22, 1906, for the enrollment of said child as a citizen of the Cherokee Nation under the provisions of the Act of Congress approved April 26, 1906 ( 34 stat., 137), and the parents having this day appeared before the Commissioner and elected to have it enrolled as a citizen of the Cherokee Nation, it is ordered that Creek Freedman card No. 614 be cancelled; that the record in Creek New-born case No. 614 be transferred to a Cherokee Freedman New-born case, and that said Carrie Nero be regularly listed for enrollment as a freedman citizen of the Cherokee Nation.

  
Dated at Muskogee, Indian Territory,  
this DEC 19 1906

CHB

Cherokee N.B.539.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Carrie Nero as a Cherokee Freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on May 27, 1906, application was received at this office for the enrollment of Carrie Nero as a freedman citizen of the Creek Nation, under the provisions of the Act of Congress approved April 26, 1906 (34 Stat., 137); and that said child was duly listed for enrollment as a citizen of the Creek Nation. Further proceedings in the matter of said application were had at Muskogee, Indian Territory, December 19, 1906.

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Carrie Nero, is a minor daughter of one Abe Nero, a regularly enrolled freedman citizen of the Creek Nation, and one Sarah Nero, a regularly enrolled freedman citizen of the Cherokee Nation; that on December 19, 1906, the said Abe and Sarah Nero appeared before the Commissioner to the Five Civilized Tribes and elected, on behalf of their minor daughter, Carrie Nero, to have said Carrie Nero enrolled as a freedman citizen of the Cherokee Nation; that on December 19, 1906, the Commissioner to the Five Civilized Tribes issued an order cancelling the enlistment of said Carrie Nero for enrollment as a freedman citizen of the Creek Nation, and ordered that said applicant be regularly listed for enrollment as a Cherokee freedman; and that said Carrie Nero was duly listed for enrollment as a Cherokee freedman, in accordance with said order, on Cherokee Freedman New Born Card No.539. It is further shown that said applicant was born May 10, 1904, and was living March 4, 1906.

Section two, of the Act of Congress approved April 26, 1906 (34 Stat., 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That in accordance with the provisions of section two, of the Act of Congress above noted, Carrie Nero is entitled to enrollment as a Cherokee freedman, and her application for enrollment as such is accordingly granted.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this JAN 17 1907

REFER IN REPLY TO THE FOLLOWING:

N.F.614.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES. *264*

Muskogee, Indian Territory, January 2, 1906.

Sarah Nero,

Care Abe L. Nero,

Fort Gibson, Indian Territory.

Dear Madam:

In the matter of the application for the enrollment of your minor child, Carrie Nero, as a Creek freedman, you are advised that this office requires proof of marriage between yourself and said Abe L. Nero. Said proof may consist of either the original or a certified copy of your marriage license and certificate.

This matter should receive your prompt attention.

Respectfully,



Commissioner.

*Alex Nero  
Nancy Shepard.*

*Rev Mr Price. Methodist Preacher.*

20950

Nero, Abel & Sarah  
Ft. Gibson, T.T.,  
Cherokee Nation.

State they made application for  
enrollment of Carrie Nero  
as a Creek citizen and not  
as a Cherokee.

CREEK ENROLLMENT.

Cherokee Indian Territory May 30, 1904.

Sarah Nero,

Fort Gibson, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of application  
for enrollment as a citizen of the Cherokee Nation of  
Carrie Nero, born May 10, 1904.

Respectfully,

Acting Commissioner.

REFER IN REPLY TO THE FOLLOWING:

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, May 25, 1906.

Sarah Nero,

Fort Gibson, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of application  
for enrollment as a citizen of the Cherokee Nation of  
Carrie Nero, born May 10, 1904.

Respectfully,

*H. O. Beall*

Acting Commissioner.

<sup>10</sup>  
I will Sir:

This application was intended  
for enrollment as a citizen of Creek  
Nation and if it don't so appear  
on blank let me no so I can  
have same changed.

*Respectfully Yours,*

*Atel & Sarah Nero,*



Cherokee F.  
N.B. 539

Muskogee, Indian Territory, January 17, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 17, 1907, granting the application for the enrollment of Carrie Nero as a Cherokee freedman.

Respectfully,

Encl. H-27  
JMH

Commissioner.

Cherokee F.

N. B. 539.

Muskogee, Indian Territory, January 25, 1907.

Abe Nero,

Fort Gibson, Indian Territory.

Dear Sir:

There is inclosed a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 17, 1907, granting the application for the enrollment of your minor child, Carrie Nero, as a Cherokee Freedman of the Cherokee Nation.

You will be advised when the name of your child has been placed upon a schedule of Freedmen of the Cherokee Nation and approved by the Secretary of the Interior.

Respectfully,

Commissioner.

M.E.T.-1

Cherokee F.  
N.B. 539.

Muskogee, Indian Territory, January 25, 1907.

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

The Cherokee Nation does not desire to protest against the enrollment of Carrie Nero, minor child of Sarah Nero, and waives the time for protest against the enrollment of said child.

Respectfully,

*J. W. Wagoner*

Attorney for the Cherokee Nation.



Cher Fr M 540

Cher Fr M 540

IN RE

Application for Enrollment of

INFANT CHILD

*Henry Crittenden*

as a citizen of

*Cherokee*

Nation.

Approved

190

Commissioner.

## DEPARTMENT OF THE INTERIOR,

## COMMISSION TO THE FIVE CIVILIZED TRIBES.

In Re Application for Enrollment, as a citizen of the Cherokee Nation,  
 of Henry Crittenden, born on the 1 day of August, 1905  
(Here insert name of child) F 4656  
 Name of Father: Anthony Crittenden a citizen of the Cherokee Nation.  
 Name of Mother: Lane Crittenden a citizen of the by adoption Nation.  
 Post-office Warner, Ia

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Western District.

I, Lane Crittenden, on oath state that I am 38  
 years of age and a citizen, by adoption, of the Cherokee Nation;  
 that I am the lawful wife of Anthony Crittenden, who is a citizen, by  
Blood, of the Cherokee Nation; that a male child was  
(Male or female)  
 born to me on 1 day of August, 1905; that said child has been named  
Henry Crittenden, and is now living.

WITNESSES TO MARK:

Lane Crittenden

Must be Two  
 Witnesses.

Subscribed and sworn to before me this

24day of October1905My CommissionExpire Sept 1 - 1906Joseph L. Lacy

NOTARY PUBLIC.

## AFFIDAVIT OF ATTENDING PHYSICIAN, OR MID-WIFE.

UNITED STATES OF AMERICA,  
 INDIAN TERRITORY,  
Western District.

I, Eliza McDaniel, a midwife, on oath state that I at-  
 tended on Mrs. Lane Crittenden, wife of Anthony Crittenden  
 on the 1 day of August, 1905; that there was born to her on said  
 date a male child; that said child is now living and is said to have been named  
(MALE OR FEMALE)  
Henry Crittenden

WITNESSES TO MARK:

Eliza McDaniel

Must be Two  
 Witnesses.

Subscribed and sworn to before me this

24day of October1905Joseph L. Lacy

NOTARY PUBLIC.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, IND. TER., AUGUST 14, 1906.

In the matter of the application for the enrollment  
of HENRY CRITTENDEN as a Cherokee Freedman.

ANTHONY CRITTENDEN being first duly sworn, testified  
as follows:

- Q. What is your name? A. Anthony Crittenden.  
Q. How old are you? A. About fifty, I guess, or fifty-five  
Q. What is your postoffice? A. Warner.  
Q. You are a Cherokee freedman, are you? A. Yes sir.  
Q. Have you some children? A. Yes sir.  
Q. What is the name of your youngest child? A. Henry Crittenden  
Q. When was that child born? How old is it now? A. A little  
over a year ago; one year old the first day of August.  
Q. What is the name of its mother? A. Jane Crittenden  
Q. Have you some other children by her? A. Yes sir  
Q. What are their names? A. Josie Crittenden, William Crittenden,  
Lucy Crittenden, Steve Crittenden, and John Crittenden.  
Q. That all? A. Yes sir, that's all.  
Q. Are the names of these last children you mentioned on the  
approved roll of Cherokee Freedmen? A. Yes, sir, I guess  
they are.  
Q. Did you ever, prior to this time, make application for the  
enrollment as a citizen of the Cherokee Nation of your minor  
child, Henry? A. Yes sir, that was when I was trying, here  
last winter, along early in the fall like; I couldn't tell  
you just what time it was.  
Q. Did you make application for any of your other children at  
that time? A. Yes sir, all of them.  
Q. What was done with that application, for any of those children?  
A. Why, I don't know sir.  
Q. Well, was it kept by the Commission? A. All of them kept  
but that one, and it came back to me, the youngest child did.

The records of this office show that with his letter  
of November 2, 1905, Anthony Crittenden transmitted affidavits  
as to the birth of his children, Josie, William, Lucy, Steve,  
John and Henry Crittenden, and that on November 7, 1905,  
this office returned the affidavit as to the birth of the  
youngest child, Henry Crittenden, there being at that time  
no provision of law authorizing the reception of applica-  
tions for the enrollment of children born subsequent to  
September 1, 1902.



Henry Crittenden--2

- Q. Is your child, Henry Crittenden, living at the present time?  
A. Yes sir, he is living.  
Q. Is he a full brother of your other children, above mentioned?  
A. Yes sir.
- 

The undersigned being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes she correctly recorded the testimony taken in the above case, and that the above and foregoing is a full, true and correct transcript of her stenographic notes thereof.

*Lucy M. Bowman*

Subscribed and sworn to before me this 14th d y of August, 1906

*John E. Tidwell*  
Notary Public

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, IND. TER. NOVEMBER 27, 1906.

In the matter of the application for the enrollment of  
Henry Crittenden as a Cherokee Freedman.

ANTHONY CRITTENDEN, being first duly sworn by B. P. Rasmus,  
notary public, testified as follows:

- Q. What is your name? A. My name?  
Q. Yes? A. Well, my right name is Anthony Crittenden.  
Q. What is your age? A. My age, I can't tell you, I don't know  
my age, but I think it's about fifty-five. I aint certain.  
Q. What is your postoffice? A. Postoffice, Warner, down here.  
Q. Are you a citizen of the Cherokee Nation? A. By freedman.  
Q. You are on the final roll as a Cherokee freedman are you? A.  
Yes sir.  
Q. Are you married? A. Yes sir.  
Q. What is your wife's name? A. My wife's name is Jane Crittenden  
Q. When were you married to Jane Crittenden? A. Well I think it  
was in September, the last of September as well as I can re-  
collect, about twenty years ago, this September, this last  
September.  
Q. Were you ever married prior to your marriage to your wife,  
Jane Crittenden? A. No sir.  
Q. Was she ever married before? A. No sir.  
Q. Since your marriage to your wife, Jane Crittenden, about  
twenty years ago, have you and she continuously lived together  
as husband and wife? A. Yes sir.  
Q. Have you a child who is an applicant for enrollment under the  
provisions of the Act of Congress approved April 26, 1906?  
A. Well I think it was.  
Q. What is that child's name? A. Which one?  
Q. Your child that was born subsequent to September 1, 1902?  
A. Henry Crittenden.  
Q. When was this child, Henry Crittenden, born? A. The first  
day of August.  
Q. What year? A. Well now, I don't know what year, but it  
was the first day of August, and he is a little over a year old.  
Q. Is your child, Henry Crittenden, living at the present time?  
A. Yes sir, he was all right yesterday when I left home.
- - - - -

MARY WOOD, being first duly sworn by B. P. Rasmus, notary  
public, testified as follows:

- Q. What is your name? A. Mary Wood.  
Q. What is your age? A. Well I can't tell you, I don't know  
my age.  
Q. What is your postoffice address? A. Warner.

- Q. Do you know a person in the Cherokee Nation by the name of Anthony Crittenden? A. Yes sir.  
Q. Is he married? A. Yes sir.  
Q. What is his wife's name? A. Jane Crittenden.  
Q. Do you know when Anthony Crittenden was married to his wife, Jane Crittenden? A. Well, the best of my knowledge it's been about twenty years the last of September.  
Q. Were you present at the marriage ceremony? A. Yes sir.  
Q. You saw them married then? A. Yes sir.  
Q. Do you know of your own personal knowledge that since their marriage, they have continuously lived together as husband and wife? A. Yes sir.
- - - - -

THOMAS WOOD, being first duly sworn by B. P. Rasmus, notary public, testified as follows:

- Q. What is your name? A. Thomas Wood.  
Q. What is your age? A. Well, up in seventy somewhere.  
Q. What is your postoffice? A. Warner.  
Q. Do you know a person in the Cherokee Nation by the name of Anthony Crittenden? A. Yes sir.  
Q. Is he married? A. Yes sir.  
Q. What is his wife's name? A. Jane Crittenden.  
Q. Is Jane Crittenden a citizen of the Cherokee Nation? A. Sir?  
Q. Is she a citizen of the Cherokee Nation? A. No sir, only by marriage.  
Q. Do you know when Anthony Crittenden was married to his wife, Jane Crittenden? A. I don't know exactly, but I was in the neighborhood when he was married.  
Q. About how long ago was it? A. About twenty years ago.  
Q. You were not, then, present at the ceremony? A. No sir, I wasn't present.  
Q. Do you know of your own personal knowledge that since the marriage of Anthony Crittenden to his wife, Jane Crittenden, that they have continuously lived together as husband and wife?  
A. Yes sir.  
Q. There has never been any separation of any kind? A. No sir.
- - - - -

Mattie M. Pace, being first duly sworn, states that as stenographer to the Commissioner to the Five Civilized Tribes, she reported the proceedings had in the above entitled cause, and that the same is a full, true and correct transcript of her stenographic notes thereof.

Mattie M. Pace  
Subscribed and sworn to before me this 27th day of November, 1906.

B. P. Rasmus  
Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment of  
Henry Crittenden as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on November 3, 1905, application was received at this office for the enrollment of Henry Crittenden, born August 1, 1905, son of Anthony and Jane Crittenden, as a Cherokee freedman. Further proceedings in the matter of said application were had at Muskogee, Indian Territory, August 14 and November 27, 1906. The records further show that no action was taken relative to the enrollment of said Henry Crittenden subsequent to the time application was received for his enrollment on November 3, 1905, and prior to August 14, 1906, but it is considered that application was made for his enrollment within the time provided by the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Henry Crittenden, is a minor son of Anthony Crittenden, who is a regularly enrolled Cherokee freedman, and one Jane Crittenden, a non citizen of the Cherokee Nation; that the said Anthony Crittenden and Jane Crittenden were united in marriage about twenty years ago and have since continuously resided together as husband and wife; that the said Henry Crittenden was born to them in lawful wedlock on August 1, 1905, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled . . . . ."

IT IS, THEREFORE, ORDERED AND ADJUDGED: That in accordance with the provisions of Section two of the Act of Congress above noted, Henry Crittenden is entitled to enrollment as a Cherokee freedman and his application for enrollment as such is accordingly granted.

  
\_\_\_\_\_  
Commissioner.

Dated at Muskogee, Indian Territory,  
this DEC 3 1 1906

49878

CHURCH, J. H.,  
CHURCH, J. H.,  
CHURCH, J. H.

CHURCH, J. H.,  
CHURCH, J. H.,  
CHURCH, J. H.,  
CHURCH, J. H.,  
CHURCH, J. H.

CHEMICAL ANALYST.

Ensell 18 November the 2 - 1904

Dear Sirs I herewith enclose you the affidavide  
regarden the birth of my children as requested  
the the marriage certifficat I haveent found yet  
and would like to know if I cant find  
it. if the affidavide of Sam and that was  
present would do - yours Truly

Arthur Crittenden

REFER IN REPLY TO THE FOLLOWING:  
**Cherokee D-1482.**

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

Muskogee, Indian Territory, November 7, 1905.

Anthony Crittenden,

Warner, Indian Territory.

Dear Sir:

Receipt is acknowledged of your letter of November 2, transmitting affidavits as to the birth of your minor children. You state that you have been unable to find your Marriage Certificate, and ask to be advised if the affidavit of some one who was present at your marriage will answer.

In reply you are advised that the affidavits as to the birth of your children, Josie, William, Lucy, Steve and John Crittenden being in due form have been filed. The affidavit as to the birth, on August 1, 1905, of your child, Henry Crittenden, is returned herewith, and you are advised that the Cherokee Agreement, proclaimed August 12, 1902, provides that the roll of citizens of the Cherokee Nation shall be made as of September 1, 1902, and no child born thereafter to a recognized and enrolled citizen of the Cherokee Nation shall be placed on said roll.

You are further advised if additional information is, in the future, needed as to your marriage to your present wife,

-2-

you will be duly advised of the same and be given an opportunity to furnish such evidence.

Respectfully,

A handwritten signature in dark ink, appearing to be "J. Edgar Hoover", is written over the word "Respectfully,". The signature is stylized with a long horizontal stroke extending to the right.

Incl. 8-99.

Commissioner.



REFER IN REPLY TO THE FOLLOWING:

Cherokee.

M.M. 73.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, November 10, 1906.

Mr. Anthony Crittenden,  
Warner, Indian Territory.

Dear Sir:-

In connection with the application for the enrollment of your minor child, Henry Crittenden, as a citizen of the Cherokee Nation, you are requested to forward to this office, by return mail, either the original or a certified copy of the license and certificate of marriage of yourself and the mother of said child. In the absence of the original license or a copy thereof, it will be necessary for you to introduce in person before the Commissioner the testimony of at least two reliable persons who were present at your marriage and who know that you and your wife have lived together continuously thereafter.

Respectfully,



Commissioner.

JH.

Cherokee  
M M 73

Muskogee, Indian Territory, December 30, 1906.

W. W. Hastings,

Attorney for the Cherokee Nation.

Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the five Civilized Tribes, dated December 31, 1906, granting the application for the enrollment of Henry Crittenden as a Cherokee freedman.

You are advised that you will be given fifteen days from date hereof within which to file such protest as you may desire to make against the action of the Commissioner in this case, a copy of which you will be required to furnish the applicant. If you fail to file a protest within the time allowed this decision will be considered final.

Respectfully,

Encl. H. J. - 55.  
H. J. C.

Commissioner.

Cherokee  
M M 73

Muskegee, Indian Territory. January 17, 1907.

Anthony Crittenden,  
Warner, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated December 31, 1906, granting your application for the enrollment of your child Henry Crittenden as a Cherokee Freedman.

You will be advised when the name of said child has been placed upon the schedule of Cherokee Freedmen and approved by the Secretary of the Interior.

Respectfully,

Commissioner.

B. R. C.

Enc. B. C. -73.

COMM. OF J. B. J.





Department of the Interior.

Commission to the Five Civilized Tribes

Washington, D.C.

Cher Fr M 541

Cher Fr M 541

C763

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
STELLA PRICE  
as a Cherokee Freedman.

---

*Ches M M, 133*

FILED

DEC 11 1906



72m-541

199

IN RE

Application for Enrollment of

**MINOR CHILD**

Act of Congress Approved  
April 26, 1906.

*Stella Price*.....

as a citizen of

*Chenaboe*..... Nation.

Approved..... 190...

.....  
Commissioner.

## DEPARTMENT OF THE INTERIOR,

## COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

ENROLLMENT OF MIXORS. ACT OF CONGRESS, APPROVED APRIL 20, 1906.

IN RE APPLICATION FOR ENROLLMENT, as a citizen of the Cherokee Nation,  
 of Stella Price born on the 31 day of March 1903  
[Here insert name of child]  
 Name of Father: Jake Price a citizen of the U.S. Nation  
 Name of Mother: Emma Price a citizen of the Cherokee Nation  
 Tribal enrollment of father: Tribal enrollment of mother: I Roll No 943  
 Postoffice: Braggs, Ind. Ter.

## AFFIDAVIT OF MOTHER.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Emma Price, on oath state that I am 40  
 years of age and a citizen by adoption of the Cherokee Nation;  
 that I am the lawful wife of Jake Price, who is a citizen, by  
 of the United States Nation; that a female child was  
 born to me on 31st day of March 1903; that said child has been named  
Stella Price and was living March 4, 1906.

Emma Price

WITNESSES TO SIGN:

[Must be Two  
Witnesses]Chas B. Wilson  
C. H. BlissSubscribed and sworn to before me this 3d day of Dec 1906.B. P. Rasmus

Notary Public.

## AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

UNITED STATES OF AMERICA, Indian Territory,

Western District.

I, Lewis Haas, on oath state that I  
 attended on Emma Price, wife of Jake Price  
 on the 31st day of March 1903; that there was born to her on said date a female  
 child; that said child was living March 4, 1906, and is said to have been named Stella Price

Lewis Haas

WITNESSES TO SIGN:

[Must be Two  
Witnesses]Chas B. Wilson  
C. H. BlissSubscribed and sworn to before me this 3d day of Dec 1906.B. P. Rasmus

Notary Public.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
MUSKOGEE, IND. TER., DECEMBER 3, 1906.

NEW BORN.

In the matter of the application for the enrollment  
of STELLA PRICE as a Cherokee Freedman.

EMMA PRICE being first duly sworn by B.P. Rasmus, a Notary  
Public, testified as follows:

- Q. What is your name? A. Emma Price.  
Q. What is your age? A. I don't know exactly.  
Q. The records show you to be about forty, is that about right?  
Q. Yes sir, I reckon so.  
Q. What is your postoffice address? A. Briggs.  
Q. Are you a Cherokee freedman? A. Yes sir.  
Q. You are on the final roll? A. Yes sir.  
Q. And have filed on your land, have you? A. Yes sir.  
Q. What is the name of your youngest child? A. Stella- Stella Price.  
Q. Is she the only one of your children that is not on the roll?  
Q. Yes sir--Well, we tried to enroll one by the name of Mosie,  
but he is dead though, and I don't know whether he is on the  
roll or not.  
Q. This is the only one you have got that you have not enrolled?  
A. Yes sir, Stella is.  
Q. When was this child born? A. I don't remember just exactly  
the year, you know, but this coming March, the 31st day, she  
will be four years old.  
Q. Have you ever prior to this time made application for the en-  
rollment of your child, Stella Price as a Cherokee freedman?  
A. Well, I will tell you about that; when I went in to file I  
mentioned this child's name to the filing men, and they told  
me that they could not enroll her then, and they would notify  
me when they got ready to enroll her, and they did; they  
notified me to get ready and get her on the roll.  
Q. What steps did you take then? A. Well, the letter stated to  
get her midwife and then come over here and I went to this  
old lady and told her about it, and she is a very old lady  
and about to lose her mind, and we couldn't get her to re-  
member the time she was with me. Me nor her daughter couldn't,  
and I wrote to the Land Office about it and told them would  
another witness do if I could not get her, and they wrote to  
me. I have got their letter to home, but I forgot to bring it.  
Q. What was the date of this letter you got from the Commissioner?  
A. I don't remember sir.  
Q. Do you remember the date you wrote to the Commissioner?  
A. No sir, to be honest with you I can't remember these dates.

The records of this office show that on July 20, 1906  
a letter was addressed to this office by this witness, Emma  
Price, relative to the enrollment of her child, which is  
the letter referred to by the witness in her testimony  
above. Said letter was received at this office July 24,  
1906.

- Q. Did you receive an answer from the Commissioner to this letter of yours dated July 20, 1906? A. Well--It may be that was the last letter I got.
- Q. You never appeared before this office, or executed an affidavit relative to the birth of this child? A. No sir.
- Q. Why did you not appear? A. Here or over at Braggs?
- Q. At either place? A. Well the reason was that I was not able, and then when I started in I couldn't do anything with that old lady, poor old soul, at all, and this gentleman here wasn't there at the time.

LEWIS HALL being first duly sworn, testified as follows:

- Q. What is your name? A. Lewis Hall.
- Q. What is your age? A. Thirty-nine.
- Q. What is your postoffice address? A. Braggs.
- Q. Are you a Cherokee freedman? A. No sir.
- Q. Do you know a person in the Cherokee Nation by the name of Emma Price? A. Yes sir.
- Q. Is she a Cherokee freedman? A. Yes sir.
- Q. Has she a child by the name of Stella Price? A. Yes sir.
- Q. When was that child born? A. I don't know sir. I know about when she was born; I was there at the time.
- Q. You were present at the time? A. Yes sir, I was right there.
- Q. In the affidavit just executed by you you swear that the child was born the 31st day of March, 1903, is that correct?
- A. Yes sir, I guess so.
- Q. Is this child living at the present time? A. Yes sir.

-----

Lucy M. Bowman being first duly sworn states that as stenographer to the Commissioner to the Five Civilized Tribes she correctly recorded the testimony taken in this case, and that the foregoing is a full, true and correct transcript of her stenographic notes therein.

Lucy M. Bowman

Subscribed and sworn to before me this 4th day of December, 1906.

B. P. Rasmus  
Notary Public

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

---

In the matter of the application for the enrollment of  
Stella Price as a Cherokee freedman.

D E C I S I O N

THE RECORDS OF THIS OFFICE SHOW: That on July 24, 1906, a communication was received at this office from one Emma Price, a regularly enrolled freedman citizen of the Cherokee Nation, relative to the enrollment of her minor child as a Cherokee freedman, and that on December 3, 1906, at Muskogee, Indian Territory, the said Emma Price appeared in person before this office and gave personal testimony relative to the right to enrollment of said minor child as a minor freedman citizen of the Cherokee Nation, at which time it was shown that the correct name of said child is Stella Price. It is considered by this office that the letter from said Emma Price received at this office July 24, 1906, was an application for the enrollment of said Stella Price as a Cherokee freedman within the time specified in Section two of the Act of Congress approved April 26, 1906 (34 Stat. 137).

THE EVIDENCE IN THIS CASE SHOWS: That the applicant herein, Stella Price, is a minor daughter of the said Emma Price, a regularly enrolled freedman citizen of the Cherokee Nation, and one Jake Price, a non citizen; that the said Stella Price was born March 31, 1903, and was living March 4, 1906.

Section two of the Act of Congress approved April 26, 1906, (34 Stat. 137), in part provides:

"That for ninety days after approval hereof applications shall be received for enrollment of children who were minors living March fourth, nineteen hundred and six, whose parents have been enrolled as members of the Choctaw, Chickasaw, Cherokee, or Creek tribes, or have applications for enrollment pending at the approval hereof, and for the purpose of enrollment under this section illegitimate children shall take the status of the mother, and allotments shall be made to children so enrolled".

IT IS, THEREFORE, ORDERED AND ADJUDGED: That in accordance with the provisions of Section two of the Act of Congress above noted, Stella Price is entitled to enrollment as a Cherokee freedman and her application for enrollment as such is accordingly granted.

Dated at Muskogee, Indian Territory,

  
\_\_\_\_\_  
Commissioner.

this JAN 7 1907

INDEXED.

31112

1906

Price, Mrs. Emma  
Braggs, I.T.,  
Cherokee Nation,  
July 20, 1906.

Relative to enrollment of  
her child.

CHEROKEE ENROLLMENT

*[Faint handwritten letter, likely from John Adams to Thomas Jefferson.]*

D.C.31112

Braggs indter

July 20 1906

COPY

Commisner

dear sir

the med wife was with me i cant get her in her  
mine that she was with me she is old lady i can swife i am  
the mother of the child i was very slow given you any answer  
now i want to as can you do naything with out witness  
let me no at once yours

(Signed) Mrs Emma Price.



Cherokee . .  
M M 133.

Muskogee, Indian Territory, January 7, 1907.

W. W. Hastings,  
Attorney for Cherokee Nation,  
Muskogee, Indian Territory.

Dear Sir:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 7, 1907, granting the application for the enrollment of Stella Price as a Cherokee freedman.

You are advised that you will be given fifteen days from date hereof within which to file such protest as you may desire to make against the action of the Commissioner in this case, a copy of which you will be required to furnish the applicant. If you fail to file protest within the time allowed, this decision will be considered final.

Respectfully,

Encl. H-57  
JMH

Commissioner.

7

Cherokee  
MI 133

Muskogee, Indian Territory, January 23, 1907.

Fama Price,

Braggs, Indian Territory.

Dear Madam:

There is enclosed herewith a copy of the decision of the Commissioner to the Five Civilized Tribes, dated January 7, 1907, granting the application for the enrollment of your child, Stella Price, as a Cherokee freedman.

You will be advised when the name of your child has been placed upon a schedule of Cherokee freedmen and approved by the Secretary of the Interior.

Respectfully,

Encl.H-30  
JMH

Commissioner.

Cher Fr M 542

Cher Fr M 542

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.  
Enrollment of minors. Act of Congress, Approved April 26, 1906.

In Re Application for Enrollment, as a citizen of the Cherokee nation  
of Lucy Scott born on the 21 day of September, 1903  
Name of father Jim Scott a citizen of the Cherokee Adopted Nation.  
Name of mother: Mary Scott, a citizen of the Cherokee Nation.  
Tribal enrollment of father Adopted Cherokee Tribal enrollment of  
mother, Cherokee F. 3722.

Postoffice, Melvin, Ind. Ter.

AFFIDAVIT OF MOTHER.

United States of America, Indian Territory, )  
Western District. )

I, Mary Scott on oath state that I am 42 years of  
age and a citizen by birth of the Cherokee nation; that I am the  
lawful wife of (S) Jim Scott who is a citizen, by Adoption of the  
Cherokee Nation; that a female child was born to me on 21 day of  
September, 1903, that said child has been named Lucy Scott and was  
living March 4, 1906.

her

Mary x Scott  
mark

Witnesses to Mark:

Must be two ) Fannie Paris  
witnesses ) Clem Harlin.

(SEAL)

Subscribed and sworn to before me this 29 day of May, 1906.

Robert A. Ross,  
Notary Public.

AFFIDAVIT OF ATTENDING PHYSICIAN OR MID-WIFE.

United States of America, Indian Territory, )  
Western District )

I, Ellen Roberts, a Midwife, on oath state that I attended  
on Mary Scott wife of Jim Scott, on the 21 day of September, 1903,  
that there was born to her on said date a female child; that said  
child was living March 4, 1906, and is said to have been named Lucy  
Scott.

her

Ellen x Roberts  
mark

Witnesses to Mark:

(Must be two ) Fannie Paris  
Witnesses ) Clem Harlin

(SEAL)

Subscribed and sworn to before me this 29 day of May, 1906.

Robert A. Ross,  
Notary Public.

-----  
Endorsed on Back:

In Re

Application for Enrollment of  
Minor Child

Act of Congress Approved

April 26, 1906.

Lucy Scott

as a citizen of

Cherokee Nation.

RECEIVED-- May 31, 1906.

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

FILED, June 18, 1906.

TAMS B\_xby, Commissioner.

MARRIAGE CERTIFICATE.

May 10, 1897 /

Revent A. Smith  
a minister of the gospel  
under the laws of the Cherokee  
Nation laws 1897  
Did Join the banns of  
Matrimony between Mr. Jim  
Scott & Mrs. Mary Harlan  
in the presents of witnesses.

-----  
WESTERN UNION TELEGRAPH COMPANY.

Government Paid.

Muskogee, I. T., March 4, 1907.

The Secretary of the Interior,  
Washington, D.C.

From evidence now in my office it appears that minor Cherokee freedman applicant Lucy Scott, is minor child of Mary Scott, Cherokee freedman roll number thirty-seven twenty-two, was born September twenty-one nineteen hundred three, leaving March four nineteen hundred six, made application within time limited by Act April twenty-six nineteen hundred six and has been listed on card number five forty-two. I recommend that said applicant, Lucy Scott be placed on minor Cherokee Freedman Roll and approved.

O.B.G.R.

BIXBY,

Commissioner.

-----  
T E L E G R A M.  
POSTAL TELEGRAPH-CABLE COMPANY.

Government Paid.

Muskogee, Ind. Terr. Mar. 4, 1907.

A. F. McGarr,  
Room #116,  
Department of the Interior,  
Washington, D. C.

Your attention is called to the following wire  
this day sent Department:

"From evidence now in my office it appears that minor Cherokee freedman applicant Lucy Scott, is minor child of Mary Scott, Cherokee freedman roll number thirty-seven twenty-two, was born September twenty-one nineteen hundred three, living March four nineteen hundred six, made application within time limited by Act April twenty-six nineteen hundred six and has been listed on card number five forty two. I recommend that said applicant, Lucy Scott be placed on minor Cherokee Freedman Roll and approved."

BIXBY,

Commissioner.

O.B.G.R.

Cherokee N B 2757

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.

In the matter of the application for the enrollment  
of Lucy Scott as a citizen of the Cherokee Nation.

O R D E R .

The records in the matter of the application for the enrollment of Lucy Scott as a new born citizen of the Cherokee Nation show that the mother of said child, Mary Scott, has been enrolled as a Cherokee freedman, and that its father is a non-citizen of the Cherokee Nation. The records of this office show that said child, Lucy Scott, has been listed for enrollment on Cherokee new born card No. 2757.

It is ordered that Cherokee New Born card No. 2757 be cancelled, and that the record in the case be transferred to a Cherokee freedman New Born case.

  
\_\_\_\_\_  
Commissioner

Dated at Muskogee, Indian Territory  
this FEB 7 1907

Cherokee  
N. B. 2757

Muskogee, Indian Territory, June 5, 1906.

Mary Scott,

Malvin, Indian Territory.

Dear Madam:-

Receipt is hereby acknowledged of application  
for the enrollment as a citizen of the Cherokee Nation  
of Lucy Scott, born September 21, 1903.

Respectfully,

Commissioner.

JMC

REFER IN REPLY TO THE FOLLOWING:

Cherokee  
N. B. 2757

DEPARTMENT OF THE INTERIOR,  
COMMISSIONER TO THE FIVE CIVILIZED TRIBES.



Muskogee, Indian Territory, September 20, 1906

Jim Scott,  
Melvin, Indian Territory.

Dear Sir:

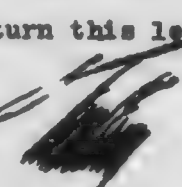
In connection with the application for the enrollment of your child, Lucy Scott, as a citizen of the Cherokee Nation, you are advised that from the information contained in the affidavit as to the birth of said child this office is unable to identify you or the mother of said child upon its records as applicants for enrollment as citizens of the Cherokee Nation.

You are requested to advise this office, by return mail, under what names applications were made for your enrollment, your ages, the names of your parents and any members of your families with whom you were enrolled.

You are also directed to forward with this information, either the original or a certified copy of the marriage license and certificate of yourself and said child's mother.

You are requested to return this letter with your reply.

Respectfully,



NMP

Commissioner.



7732757

43555

Scott, Jim,  
Melvin, J. W.,  
Cherokee nation,  
Oct. 2, 1906,

In re Cherokee N.B.P.M.  
Incloses marriage certificate.

CHEROKEE N.B.P.M.

Oct 2 1906

Melvin S.D. to the Commis  
sioner of the five civilized  
tribes Sir Henry Scott Thos  
Borned Sept 21 1903

Mane & to give Scott

My name is

Scott my name is

my name is 37

my name is 13

my name is

my name is

my name is

my name is

my name is

licens

Form No. 260.

# THE WESTERN UNION TELEGRAPH COMPANY,

INCORPORATED

23,000 OFFICES IN AMERICA.

CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Receiver's No.

Time Filed

Check

Government Paid.

**SEND** the following message subject to the terms on back hereof, which are hereby agreed to.

Washington, D. C. March 4, 1907.

The Secretary of the Interior,  
Washington, D. C.

For evidence in my office it appears that John Cherokee  
freedman applicant Jack Scott, is minor child of Jack Scott,  
Cherokee freedman roll number thirty-seven thousand two, was born  
September twenty-one nineteen hundred three, having March four  
nineteen hundred six, made application within time limit by  
Act April twenty-six nineteen hundred six and has been listed on  
card number five forty-two. I recommend that said applicant,  
Jack Scott, be placed on minor Cherokee Freedman Roll and approved.

W. H. H. Commissioner.

OWN.

READ THE NOTICE AND AGREEMENT ON BACK.

( C O P Y )

DEPARTMENT OF THE INTERIOR,  
WASHINGTON.

J. P. Jr.  
S. P.

D. C. 16818-1907  
I T D. 3200-1907

March 8, 1907

L R S

Commissioner to the Five Civilized Tribes,  
Muskogee, Indian Territory.

Sir:

The receipt is acknowledged of your telegram of  
March 4, 1907, recommending the enrollment of Lucy Scott  
upon the roll of minor Cherokee freedmen.

You are advised that, as shown by the stamp of the  
Secretary's Office,, this telegram was not delivered until  
March 5, 1907.

The Department no longer having jurisdiction to en-  
roll applicants for citizenship in the Five Civilized  
Tribes, it is apparent that no further action can be taken.

Respectfully,

(Signed) JESSE E. WILSON  
Assistant Secretary

Through the Commissioner  
of Indian Affairs.

Cherokee F  
N. B. 542.

Muskogee, Indian Territory, April 6, 1907.

Jas Scott,  
Melvin, Indian Territory.

Dear Sir:

In connection with the application for the enrollment of your minor child, Lucy Scott, as a Cherokee citizen, you are advised that on March 4, 1907, the Commissioner telegraphed to the Department and recommended that her name be placed upon the roll of Cherokee freedmen and approved by the Department, and that on March 8, 1907, the Department advised the Commission that said telegram was not delivered until March 5, 1907, and that as the Department not having jurisdiction to enroll applicants for citizenship in the Five Civilized Tribes subsequent to March 4, 1907, no further action on the application for the enrollment of your child can be taken.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Acting Commissioner.

Encl.C-106  
LMC

Cherokee F  
N. B. 542.

Muskogee, Indian Territory, April 6, 1907.

W. W. Hastings,

Attorney for Cherokee Nation,

Muskogee, Indian Territory.

Dear Sir:

You are hereby advised that on March 4, 1907, the Commissioner telegraphed to the Department and recommended that the name of Lucy Scott be placed upon the roll of Cherokee freedmen and approved by the Department, and that on March 8, 1907, the Department advised the Commissioner that said telegram was not delivered until March 5, 1907, and that as the Department not having jurisdiction to enroll applicants for citizenship in the Five Civilized Tribes subsequent to March 4, 1907, no further action on the application for the enrollment of said child can be taken.

For your information, there is enclosed herewith a copy of Departmental decision referred to.

Respectfully,

Encl.C-112

Acting Commissioner.

Muskogee, Indian Territory, November 15, 1907

The Honorable,

The Secretary of the Interior.

Sir:

June 28, 1907, former Commissioner Bixby called to the attention of the Department certain enrollment cases that were brought to his attention after March 4, 1907, in which it appeared that the applicants were probably entitled to enrollment but were not placed upon the final rolls of the tribes of which they were members, and that in view of Section 2 of the Act of Congress of April 26, 1906, there was no existing law under which they could obtain relief.

July 23, 1907 (I.T. 59745-1907), the Acting Commissioner of Indian Affairs in reporting the matter, stated:

"It appears from the Commissioner's letter that the parties mentioned by him are entitled to enrollment and that for various reasons their names were not placed on the roll. As it appears to be thoroughly established that they are as much entitled to enrollment as any of the citizens of the tribes to which they belong, and as there is no existing law by which they can be enrolled, it is recommended that the list be preserved and that the Commissioner to the Five Civilized Tribes be requested to investigate further similar cases to the end that relief may be afforded to all such persons by a special act of Congress, authorizing the placing of their names on the rolls of citizens of the nations to which they belong".

This recommendation was approved by the Secretary of the Interior July 25, 1907.

The question of the advisability of requesting congressional action with a view to affording relief to certain persons not enrolled as members of the Five Civilized Tribes, through fault of



their own or otherwise, was again discussed in the Cherokee case of Alta May Brassfield. The Commissioner of Indian Affairs on August 21, 1907 (I.T. 69588-1907), forwarded this office, for report, a letter from John Brassfield, and on September 10, 1907 (I.T. 73379-1907), in transmitting the report of this office of August 30, 1907, stated:

"In cases such as the Brassfield, the Mitchell Adams, and a few others that have come to the notice of the Office, where the parties were not enrolled through no fault of their own, but through error of Government Officers, Congress should be requested to enact legislation authorizing their enrollment, and their names should be inserted in the law as was done by Section 9 of the Act of June 30, 1902 (32 Stat., L., 500), in the cases of Ner-wal-le-pe-se, Mary, Walter and Willie Washington, citizens of the Creek Nation.

It is recommended that the Office be authorized to advise the Commissioner to the Five Civilized Tribes as herein indicated, and request him to prepare a list giving the names of the persons whom his record show were legally entitled to enrollment and were omitted through oversight on the part of the Government, in order that the subject may be presented to Congress with a view to protecting their interests."

This recommendation was approved by the Secretary of the Interior September 11, 1907.

In accordance with these instructions I have investigated the records in the citizenship cases in the different Tribes and respectfully submit the following cases which I believe come within the purview of the Department's instructions, to-wit:

**CHEROKEES BY BLOOD.**

**ACT OF JULY 1, 1902 (32 STAT., 716).**

Jennie Cloud,  
Joe Kingfisher, case No. 7713.

Jennie Cloud, who is a fullblood Cherokee Indian, is a daughter of Nelce Crittenden and Ka-lo-nuskee; she was born in the Cherokee Nation about 33 years ago, and has continuously resided therein since her birth to the present time; her name is identified upon the 1880 Cherokee tribal roll, Goingsnake district, at No. 456, as Sinthy Crittenden, and upon the 1894 Cherokee pay roll, Goingsnake district, at No. 664, as Jennie Kingfisher.

Joe Kingfisher, born about 1892, is a son of said Jennie Cloud and one Josiah Kingfisher, whose name appears opposite No. 18653 on the approved roll of Cherokee citizens, being enrolled as a fullblood. Said Joe Kingfisher resided in the Cherokee Nation continuously from his birth until his death, which occurred in 1903 or 1904. The application for the enrollment of Jennie Cloud and Joe Kingfisher was made April 15, 1902, but their case was, through an oversight, never passed upon.

Viola Grazier, case No. 4079.

Viola Grazier was born August 26, 1902, and is a child of Homer M. Grazier, whose name appears upon the approved roll of citizens by blood of the Cherokee Nation, opposite No. 9841, being enrolled as a three-eighths Indian, and one Dora Grazier, a non citizen of the Cherokee Nation. The application for her enrollment was made October 3, 1902, and on February 20, 1907, the former Commissioner rendered his decision ordering her enrolled as a citizen by blood of the Cherokee Nation. No protest against her enrollment was filed by the attorney for the Cherokee Nation, but through oversight she was not placed upon a schedule of Cherokee citizens and forwarded for departmental approval.

Maggie Beamer, case No. 9365.

Application for the enrollment of Maggie Beamer was made June 24, 1902; she is a fullblood Indian about thirteen or fourteen years of age, a daughter of Sam Beamer, whose name appears opposite No. 18962 upon the approved roll of

citizens by blood of the Cherokee Nation, and one Lydia Beamer, nee Wesley, a Cherokee, who died about twelve years ago. Maggie Beamer is identified upon the 1896 Cherokee tribal roll, Tahlequah district, at No. 319, and has continuously resided in the Cherokee Nation from the time of her birth until the present time. The case of this child was not, through inadvertance, passed upon prior to the closing of the Cherokee roll.

Jim Wolfe, case No. 10991.

This applicant, who is a fullblood Indian, made application for enrollment November 20, 1900, as a citizen by blood of the Cherokee Nation, his age being given at that time as 41 years. June 20, 1901, the Commissioner to the Five Civilized Tribes refused his application for enrollment in accordance with the provisions of the Act of May 31, 1900 (31 Stat., 221), and on September 24, 1901, said decision was approved by the Department. On November 27, 1903 (I.T.D. 8304-1903), on request of the Commission, the Department rescinded its decision and returned the case for readjudication. Further proceedings were had in the case September 21, 1904, and October 30, 1905. On February 21, 1907, the Commissioner rendered his decision ordering Jim Wolfe enrolled as a citizen of the Cherokee Nation of Shawnee blood. The attorney for the Cherokee Nation entered no protest against the enrollment of Jim Wolfe, but through inadvertance his name was not placed upon a schedule of Cherokee citizens and forwarded to the Department for approval.

Eli Springwater, case No. Memo. 200.

Application for the enrollment of this applicant was made August 16, 1900. Emily A. Springwater, his mother, is a white woman and alleges that she was married to Johnson Springwater, the father of Eli Springwater, in 1888 or 1889, and that they lived together for about three years. Other than her uncorroborated testimony, there is no evidence of the marriage of herself and Springwater, but from the information received it appears that they lived together for about three years; that the child Eli Springwater was born while they were living together;

that he was recognized in the community as their child, and also by his putative father, Johnson Springwater. The name of Eli Springwater cannot be identified upon any of the tribal rolls of the Cherokee Nation in the possession of this office. Johnson Springwater is identified upon the 1880 Cherokee tribal roll, Sequoyah district, at No. 1213, and his name appears upon the approved roll of citizens by blood of the Cherokee Nation opposite No. 25726.

Commissioner Bixby in his letter of June 28, 1907, fully advised the Department in reference to the above cases, and as to the probable cause of their being overlooked.

Alta May Brassfield, case No. 6415.

Alta May Brassfield was born June 16, 1902, and is a daughter of John Brassfield, whose name appears opposite No. 15360 upon the approved roll of citizens by blood of the Cherokee Nation, and his wife, Mary Brassfield, a non-citizen white woman. The first application made to the Commission to the Five Civilized Tribes was received September 1, 1904, too late, under the provisions of Section 30 of the Act of July 1, 1902, to be considered. The Act of April 26, 1906, (34 Stat., 137) extended the time for the reception of applications for enrollment to December 1, 1905, but the application for the enrollment of Alta May Brassfield, which was retained in the files of the Commission, was not discovered after the passage of the Act of April 26, until subsequent to March 4, 1907, and her case was not passed upon prior to the closing of the tribal rolls on March 4, 1907. Said child is living at the present time.

CHEROKEE FREEDMEN NEW BORN.

ACT OF APRIL 26, 1906 (34 Stat., 137).

Lucy Scott, New Born case No. 542.

Application was received May 31, 1906, for the enrollment under the Act of April 26, 1906, of Lucy Scott, born September 21, 1903, a child of Jim Scott, a noncitizen of the Cherokee Nation, and Mary Scott, whose name appears

upon the approved roll of Cherokee Freedmen opposite No. 3722. This child was living March 4, 1906. When this application was first received Lucy Scott was listed for enrollment on Cherokee new born card No. 2757, instead of a Cherokee freedman new born card, it being recited in the application for the child's enrollment that its mother, Mary Scott, was "a citizen by birth of the Cherokee Nation". On February 7, 1907, Commissioner Bixby ordered the transfer of the name of Lucy Scott from the Cherokee new born case to a Cherokee freedman new born case, it being found that the mother was enrolled as a Cherokee freedman. It appears that no further action was taken looking toward the enrollment of Lucy Scott until March 4, 1907, when Mr. Bixby wired the Department as follows:

"From evidence now in my office it appears that minor Cherokee freedman applicant Lucy Scott, is minor child of Mary Scott, Cherokee freedman roll number thirty-seven twenty-two, was born September twenty-one nineteen hundred three, living March four nineteen hundred six, made application within the time limited by Act April twenty-six nineteen hundred six and has been listed on card number five forty-two. I recommend that said applicant, Lucy Scott, be placed on minor Cherokee Freedman Roll and approved".

Fearing that the telegram would reach the Department too late, the Commissioner wired his employe then in Washington, calling his attention to the telegram, which was quoted him, in order to secure, if possible, the enrollment of this child. March 8, 1907 (I.T.D. 8200-1907), the Acting Secretary of the Interior notified the Commissioner that said telegram was not received in the Secretary's office until March 5, 1907, and that no further action could be taken.

CREWKS BY BLOOD.

ACTS OF MARCH, 1, 1901 (31 Stat., 861),  
AND JUNE 30, 1902 (32 Stat., 500).

Chinhoker Mully,  
Mitchely       "  
Barney --       "  
Simon           "     case No. 1-3172.

April 26, 1907, Chinhoker Mully appeared before the Commissioner to the Five Civilized Tribes and gave testimony in connection with the right to enrollment as citizens by blood of the Creek Nation of herself and children, Mitchely, Barney and Simon Mully, all fullblood Creek Indians. It developed that Chinhoker Mully was identified upon the 1895 Creek pay roll, Ketchapataka Town, as Chmhoka, but that her enrollment upon said roll had previously been accepted, through error, as that of one Wattey Yahola, whose name appears upon the approved roll of Creek Indians opposite No. 2416. It was also found that her children above named, who are also identified on said roll, were listed for enrollment by the Commission to the Five Civilized Tribes on May 23, 1901, as Mitchell, Barney and Simon Wiker, and that on February 20, 1907, the Commissioner dismissed the application for their enrollment, no information having been received to show whether or not they were living and entitled to enrollment on April 1, 1899. The names of these persons also appear upon the 1890 authenticated roll of citizens by blood of the Creek Nation on page 133, Ketchapataka Town, as Chimarhokee, Majaila, Parma and Sarma. The evidence shows that these people lived continuously all of their lives in the Cherokee Nation (among a band of Creek Indians who settled in the Cherokee Nation about the time of the outbreak of the civil war), and that they have never been enrolled or recognized as citizens of any tribe of Indians other than the Creek.

ACT OF APRIL 26, 1906 (34 Stat., 137).

Sallie Foster, Creek NB No. 370.

June 19, 1906, application was made to the Commissioner to the Five Civilized Tribes for the enrollment of Sallie Foster, born January 17, 1905, as a citizen by blood of the Creek Nation under the Act of April 26, 1906.

Said Sallie Foster is a child of Noah Foster, whose name was identified upon the approved roll of Creek Indians opposite No. 477, and Jennatta Foster. February 27, 1907, the Commissioner rendered his decision denying the application for the enrollment of said child for the reason that sufficient information was not secured to determine whether or not said Jennatta Foster was a Creek citizen, or whether or not she and Noah Foster were married. Said decision was, on that date, forwarded to the Department. March 4, 1907, the parents of this child appeared before the Commissioner and gave testimony in the matter of its enrollment, from which it was found that the child's mother is enrolled upon the approved roll of Creek citizens opposite No. 3907, as Jenette Johnson, and on that day the Commissioner wired the Department as follows

"Referring to Creek New Born case of Sallie Foster transmitted on February twenty-seven, nineteen hundred seven, together with decision denying for insufficient evidence, the parents of said child have this evening appeared and from their testimony mother is identified as Jennette Johnson opposite Creek Indian Roll No. thirtynine hundred seven. I therefore recommend that the name of said Sallie Foster be this day placed upon Creek New Born schedule and approved. Child one year old. Sex female, blood full, card No. three hundred seventy."

Fearing that the telegram would reach the Department too late, the Commissioner wired his employe then in Washington, calling his attention to the telegram which was quoted him, in order to secure, if possible, the enrollment of this child. The telegram probably not having reached the Department until after March 4, 1907, the Department, on that date (I.T.D. 7830-1907), affirmed the Commissioner's decision.

Robert Bullocks, Creek Freedman New Born.

The mother of Robert Bullocks is Serena Bullocks, who, with her other children, Bessie Harris, Minnie Vincent and Lou Willie Bullocks, were first enrolled as Chickasaw freedmen, opposite Nos. 1693, 1694, 1695 and 1700, respectively, upon a schedule of Chickasaw freedmen approved by the Department December 12, 1902. The name of Robert Bullocks appears upon a schedule of Chickasaw freedmen approved by the Department October 15, 1903, opposite No. 4318. Serena Bullocks having elected to have herself



and children enrolled as Creek freedmen, Commissioner Bixby transmitted to the Department on October 28, 1905, the record of proceedings had in the matter of their application for enrollment as Creek freedmen, and expressing the opinion that they were clearly entitled to enrollment as Creek freedmen, recommended that their enrollment as Chickasaw freedmen be cancelled, and stated that when such action was taken "a decision enrolling them as Creek freedmen will be rendered." He also stated that there was, at the time of his report, no authority of law for the enrollment of the minor child, Robert Bullocks, as a citizen of the Creek Nation, and recommended that his enrollment at No. 4318 upon the final roll of Chickasaw freedmen be permitted to stand. Forwarding the report to the Department on September 14, 1906, (Land 88437-1906), the Commissioner of Indian Affairs concurred in the recommendation of Commissioner Bixby. October 31, 1906, (I.T.D. 73898-1906), the Department remanded the case to the Commissioner for readjudication in accordance with the law existing at that time. January 21, 1907, the Commissioner again forwarded the record to the Department and concluded his report as follows:

"If the said Robert Bullocks was living March 4, 1906, then he is a person entitled to make application for enrollment under the provisions of said Section (2 of Act of April 26, 1906), and in my opinion his application made August 22, 1902, should be considered as a continuing application requiring action thereon in the light of said Section 2 of the Act of April 26, 1906 . . . . .

I have therefore notified the mother of said Robert Bullocks, who is a minor, that if she desires the said Robert Bullocks to be enrolled as a Creek freedman, it is imperative that she immediately furnish proof that he was living March 4, 1906. In the event that such proof is furnished, I will prepare and transmit a decision similar to the decision transmitted herewith, containing an order cancelling his enrollment as a Chickasaw freedman, and will also transmit with said decision a separate schedule containing the name of Robert Bullocks.

In the event such proof is not furnished, and he is not enrolled as a Creek freedman, his enrollment as a Chickasaw freedman should, of course, be allowed to stand.

In forwarding the report to the Department the Indian Office, on February 21, 1907, (Land 9086-1907), concurred in the recommendation of the Commissioner, and on February 27, 1907 (I.T.D. 4732-1907), the Department approved the



enrollment of Serena Bullocks, Bessie Harris, Minnie Vincent and Lou Willie Bullocks as Creek freedmen, and granted authority for the cancellation of their names from the roll of Chickasaw freedmen. Their names appear upon the final roll of Creek freedmen opposite Nos. 5694 to 5697, inclusive.

From affidavits executed by Serena Bullocks February 8, 1907, and Mary Bullocks February 9, 1907, it is shown that said Robert Bullocks was born September 19, 1901, and was living on March 4, 1906. These affidavits apparently reached the Commissioner too late to report the case to the Department and secure the enrollment of this child as a Creek freedman new born and have his name stricken from the Chickasaw freedman roll.

Before this child is enrolled as a citizen of the Creek Nation, proper authority should be secured for the cancellation of his name at No. 4318, from the approved roll of Chickasaw freedmen: No application for the selection of an allotment of land in the Choctaw or Chickasaw Nation for said Robert Bullocks has been made.

#### MISSISSIPPI CHOCTAWS.

ACTS OF JUNE 28, 1898 (30 Stat., 495),  
AND JULY 1, 1902 (32 Stat., 641).

Maggie Nickey (now John),  
Billey Nickey,  
Sam Nickey,  
Bettie Russell Nickey,  
Mollie Mass Nickey.

These applicants were embraced in the Mississippi Choctaw application of Nancy Nickey made at Meridian, Mississippi, April 25, 1901, for the identification of herself and said children, and also for her child, Lizzie Nickey, who died in the year 1901, as Mississippi Choctaws. Said Nancy Nickey was identified as a fullblood Mississippi Choctaw May 17, 1904. September 13, 1904, the Commission to the Five Civilized Tribes denied the identification as fullblood Mississippi Choctaws of the above named children, and said decision was approved by the

Department December 13, 1904 (I.T.D. 12338-1904).

January 12, 1907 (I.T.D. 82-1907), the Department ordered a rehearing in the matter of the application of said Maggie Nickey, and on March 4, 1907, Commissioner Bixby wired the Department as follows:

"Referring to Departmental letter of January twelfth, nineteen seven (I.T.D. eighty-two-nineteen seven), ordering rehearing in application of Maggie Nickey, now Maggie John, for identification as Mississippi Choctaw, sufficient evidence has been received by me today to identify this applicant as fullblood Mississippi Choctaw, and such action has accordingly been taken on this date by me. Sufficient evidence is also on file with this office showing bona fide settlement within Choctaw-Chickasaw Country. Recommend that her name be placed on schedule of identified Mississippi Choctaws, and also on final roll of Mississippi Choctaws and approved by you today. Maggie Nickey is twenty years old, removed to Choctaw-Chickasaw Country in February nineteen hundred three, and submitted proof of settlement on February fifth, nineteen seven. Her name appears on Mississippi Choctaw card number nine hundred seventeen."

March 13, 1907 (I.T.D. 8210-1907), the Department advised the Commissioner that as the telegram was not received until March 5, 1907, "it is not considered that the Department has now the authority to place said Maggie Nickey, or Maggie John, upon the roll of Mississippi Choctaws."

On March 4, 1907, the Commissioner rendered his decision refusing the application of Lizzie Nickey for identification, she having died too soon to be entitled to such identification, and granted the application for the identification of said Maggie, Billy, Sam, Bettie, Russell and Mollie Mass Nickey as fullblood Mississippi Choctaws. The Commissioner advised the Department of this action on March 6, 1907, and stated that

"Considering, however, the fact that but a few hours remained before the closing of the rolls of citizenship, no action was taken as to the notification of said parties as to their identification for the reason that the said Billy and Sam Nickey are residents of Paulding, Mississippi Bettie Russel Nickey of Mosell, Mississippi, and Mollie Mass Nickey of Sylvarena, Mississippi, and it would have

been impossible for them to have removed and settled within the Choctaw-Chickasaw country and submitted proof thereof, as required by Section 41 of the Act of Congress approved July 1, 1902 (32 Stats., 641), within time for their enrollment to have been approved by you on March 4, 1907".

March 16, 1907 (I.T.D. 851Q-1907), the Department in reply to the Commissioner's letter, stated that it had no authority to further act in the case.

I believe that authority should be granted for the placing of the name of Maggie Nickey upon the final roll of Mississippi Choctaws, and that upon her compliance with the law, a final allotment of land be given her. As to the other applicants first named, I believe that a reasonable time, say six months, should be given them within which to establish a bona fide residence in the Choctaw-Chickasaw country, and that upon the proof of such settlement they be enrolled as Mississippi Choctaws, and upon their compliance with the law as related to Mississippi Choctaws, they be given final allotments of land in the Choctaw-Chickasaw country.

Clemogene Farve,  
Elizabeth Farve,

On February 27, 1907, (I.T.D. 4712, 4764, 4770, 5186, 5238, 5432-1907, 1806-1906, 4224-1907), the Department reversed the decisions of the Commission, and the Commissioner to the Five Civilized Tribes, dated March 30, 1904, and December 31, 1906, respectively, rejecting the applications of Clemogene and Elizabeth Farve, among others, for identification as Mississippi Choctaws, and ordered said applicants identified as such. In accordance with said decision the Commissioner, on March 2, 1907, rendered his decision identifying these applicants as fullblood Mississippi Choctaws. Said applicants were notified on March 2, 1907, of their identification as Mississippi Choctaws and advised of what action was necessary on their part to protect their rights. It is apparent that said applicants did not have time to remove to, and make settlement in the Choctaw-Chickasaw country, and to make proof of such settlement within time to have their enrollment approved by March 4, 1907.

Sallie Charlas,  
Minnie Charlas,  
Bettie Charlas,  
Louisa Charlas,  
James Charlas,

On February 20, 1907, (I.T.D. 3954-1907), the Department, in accordance with an approved opinion of the Assistant Attorney General dated February 16, 1907, directed the Commissioner to identify the above named applicants as Mississippi Choctaw Indians. The Commissioner's decision in conformity with said direction, was rendered February 23, 1907. These applicants live in Leake County, Mississippi, and they did not have sufficient time after their identification within which to remove to and settle in the Choctaw-Chickasaw country and make proof of such settlement in time to secure their enrollment by March 4, 1907.

CHOCTAW AND CHICKASAW CITIZENS.

ACT OF JULY 1, 1902 (32 Stat., 641).

Mary King, Choctaw by blood.

Application was received by the Commission to the Five Civilized Tribes on December 29, 1902, for the enrollment of Mary King, born September 17, 1902, and living September 25, 1902, who is a child of Jesse King, whose name appears upon the approved roll of Choctaw citizens opposite No. 10778, and Alice King, nee Nicholas, whose name appears opposite Choctaw roll No. 9837. This application was received too late under the Act of July 1, 1902 for the child to have been enrolled when the application for it was received.

Ecius Shields,  
Barney Shields, Chickasaws by blood.

Applications for the enrollment as citizens by blood of the Chickasaw Nation were received by the Commission to the Five Civilized Tribes on December 31, 1903, for Ecius Shields, born January 10, 1900, and on October 12, 1904, for Barney Shields, born October 1, 1901.

These applicants are the children of Simon and Mandy Shield (Shields), whose names appear opposite Nos. 637 and 253, respectively, upon the approved roll of citizens by blood of the Chickasaw Nation, and were living September 25, 1902.

Gilbert McKinney, Choctaw freedman.

Application was received on March 10, 1903, for the enrollment of this applicant as a Choctaw freedman. He was born September 2, 1900, and was living September 25, 1902, and is the child of Boling McKinney, whose name appears opposite No. 5536 upon the approved roll of Choctaw freedmen. The enrollment of Boling McKinney with his other four minor children was approved by the Department March 4, 1907, but the applicant, Gilbert McKinney, whose case was embraced in that of his father and sisters, was not enrolled. The Commissioner advised the Department in reference to this case in his letter of June 28, 1907, hereinabove referred to.

Lena Dunford, Choctaw freedman.

Application was received December 26, 1902, for the enrollment of Lena Dunford, born December 10, 1895, and who was living September 25, 1902, as a Choctaw freedman. Lena Dunford is a child of Terry Dunford, whose name appears opposite No. 3405 upon the approved roll of Choctaw freedmen, and Louisa Dunford, nee Hicks, to whom Terry Dunford was married about 1891 or 1892.

Della Chester, Choctaw freedman.

December 26, 1902, there was received an application for the enrollment of Della Chester as a Choctaw freedman.

Said Della Chester was born May 1, 1902, was living September 25, 1902, and is a child of Hester Chester, whose name appears opposite No. 872 upon the approved roll of Choctaw freedmen.

Martha Ann Owens,  
Henry Owens, Choctaw freedmen.

Applications were received December 29, 1902, by the Commission to the Five Civilized Tribes for the enrollment of Martha Ann Owens, born November 18, 1899, and Henry Owens, born January 26, 1902, and who were living September 25, 1902. These applicants are the minor children of Tom and Charlotte Owens, whose names appear opposite Nos. 2779 and 2780, respectively, upon the approved roll of Choctaw freedmen.

Sephus Liggins,  
Roberta Liggins, Choctaw freedmen.

Applications for the enrollment of these children appear to have been received at the post office in Muskogee, Indian Territory, on December 25, 1902, and at the office of the Commission to the Five Civilized Tribes on December 26, 1902. There is, however, a note placed upon the applications for their enrollment to the effect that they were "received December 25, 1902", but the question as to whether or not they were received within the time limited by the Act of July 1, 1902, was never determined by the Commission. They are the minor children of Ella Butler, whose name appears opposite No. 727 upon the approved roll of Choctaw freedmen; they were born July 12, 1900, and April 26, 1902, respectively, and were living September 25, 1902.

The applications of the above named applicants, except that of Caroline Cole, for enrollment as citizens of the Choctaw and Chickasaw Nations appear to have been received

too late under the Act of July 1, 1902 to entitle them to enrollment under said act as citizens of said Nations. The applications were retained in the possession of the commission, but they appear to have never received consideration, except the case of Gilbert McKinney, after the passage of the Act of April 26, 1906, extending the time for the reception of applications for enrollment to December 1, 1905, or to have been discovered between April 26, 1906 and March 4, 1907.

ACT OF APRIL 26, 1906 (34 Stat., 137).

CHOCTAW FREEDMEN NEW BORN.

Si Johnson,  
Charley Johnson,

Applications for the enrollment of these applicants appear to have been filed with the Commissioner to the Five Civilized Tribes on March 5, 1906; they were born March 5, 1904 and May 2, 1905, respectively; were living March 4, 1906, and are children of Martin Johnson, whose name appears opposite No. 784 upon the approved roll of Choctaw freedmen, and his wife, Mary Johnson, a non-citizen of said Nation. The Commissioner, on March 4, 1907, received sufficient information to show that these children were entitled to enrollment as minor Choctaw freedmen, and on that day telegraphed the Department and recommended that their names be placed upon the roll. The telegram appears to have been received on March 5, 1907, too late for said children to be enrolled.

Emerson James.

The application for the enrollment of this applicant appears to have been filed with the Commissioner to the Five Civilized Tribes on March 5, 1906. Emerson James was born April 1, 1905, was living March 4, 1906, and is a minor child of Jim and Molly James, whose names appear opposite Nos. 3444 and 3451 respectively, upon the approved roll of Choctaw freedmen. Sufficient information to show that this child was entitled to enrollment was not received until March 4, 1907, and on that day the Commissioner telegraphed the Department and recommended that said child be placed upon the final roll of minor Choctaw freedmen. Said telegram appears to have not been received until March 5, 1907, too late for said child to be enrolled.

Carl Harrison,  
Brillie Harrison,

It appears that applications were filed with the Commissioner to the Five Civilized Tribes on March 5, 1906, for the enrollment of Carl and Brillie Harrison. They are the children of Brigham Y. and Mary Harrison, whose names appear opposite Nos. 1953 and 3489, respectively, upon the approved roll of Choctaw freedmen. They are minors, aged about four and three years, respectively, and were living March 4, 1906. Sufficient information was not obtained until March 4, 1907, to determine the right of these children to enrollment, and on that day Commissioner Bixby wired the Department and recommended that their names be placed upon the approved roll of Minor Choctaw freedmen; but the telegram appears to have not been received until March 5, 1907, too late for said children to be enrolled.



**Ida Bird.**

Application for the enrollment of this applicant seems to have been filed with the Commissioner to the Five Civilized Tribes on March 5, 1906. Ida Bird was born about June 15, 1902, was living March 4, 1906, and is the child of Sophina Hall, whose name appears opposite No. 834 upon the approved roll of Choctaw freedmen. Information from which to determine the child's right to enrollment appears not to have been received until March 4, 1907, when the Commissioner telegraphed the Department and recommended that the name of said child be placed upon the approved roll of minor Choctaw freedmen. Said telegram appears to have not been received until March 5, 1907, too late for said child to be enrolled.

**Estoria Hall.**

Application for the enrollment of this applicant seems to have been filed with the Commissioner to the Five Civilized Tribes on March 5, 1906. Estoria Hall was born May 2, 1900, was living March 4, 1906, and is a minor child of Thomas Hall and Malinda Hall (enrolled as Malinda Jones), whose names appear opposite Nos. 5380 and 819, respectively, upon the approved roll of Choctaw freedmen. Information from which to determine the child's right to enrollment appears not to have been received by the Commissioner until March 4, 1907, when Mr. Bixby telegraphed the Department and recommended that the name of said child be placed upon the approved roll of minor Choctaw freedmen. The telegram appears to have not been received until March 5, 1907, too late for said child to be enrolled.

**Andy Butler,  
Georgan Butler,**

The application for the enrollment of these applicants under the provisions of the Act of April 26, 1906, was received July 25, 1906, and they were listed for enrollment on Chickasaw freedmen new born card No. 409, the application reciting that the same was made for the enrollment of the children as "freedmen of the Chickasaw Nation". February 20, 1907, the Commissioner dismissed

the application for their enrollment as Chickasaw freedmen in accordance with the approved opinion of the assistant Attorney-General for the Interior Department dated November 15, 1906, holding that children of Chickasaw freedmen were not entitled to enrollment under the provisions of the Act of April 26, 1906.

In the caption of the application for the enrollment of these children it is recited that their father is a freedman of the Choctaw Nation, but in the affidavit of the mother as to the children's birth it is stated that their father is a citizen of the Chickasaw Nation. Andy and Georgan Butler were born October 17, 1902, and August 7, 1905, respectively, and are children of Charley Butler and Carrie Butler, whose names appear opposite No. 1716 upon the approved roll of Chickasaw freedmen. Subsequent to March 4, 1906, it was discovered that said Charley Butler is a duly enrolled Choctaw freedman, his name appearing opposite No. 2426 upon the approved roll of such citizens. Evidence of marriage on file with this office shows the lawful marriage of the parents of these children on April 19, 1900. The children were living on March 4, 1906, and were lawfully entitled to enrollment as Choctaw freedmen on March 4, 1907.

Hattie Burris,  
Isaac Burris,  
John Burris,

March 4, 1907, Commissioner Bixby rendered his decision granting the application for the enrollment as minor Choctaw freedmen under the Act of April 26, 1906, as amended by the Act of June 21, 1906 (34 Stat., 325), of Hattie, Isaac and John Burris. On that day the Commissioner telegraphed the Department of his action and recommended that their names be placed upon a schedule of minor Choctaw freedmen and approved by the Department. On that day he also addressed a letter to the Department confirming the telegram and transmitting the record of proceedings in the case. March 9, 1907 (I.T.D. 8206-1907), the Department advised the Commissioner that his telegram was not delivered until March 5, 1907, and no further action could be taken in the case.

These children were born, Hattie April 28, 1901, Isaac December 5, 1902, and John Burris January 29, 1904, are the legitimate children of Turner Burris, whose name appears opposite No. 4870 upon the approved roll of

Choctaw freedmen, and Etta Burris, a non citizen, and were living March 4, 1906.

There is also called to the attention of the Department, for such action as it desires to take, the Mississippi Choctaw case of Mitchell C. Adams, referred to in the Indian Office letter of September 10, 1907, special reference being made to his application for the identification of his minor children.

January 13, 1906, (I.T.D. 1312, 18094-1905), the Department approved the decision of the Commission to the Five Civilized Tribes dated January 19, 1905, denying the application of Mitchell C. Adams for the enrollment of himself and minor children, Lillie M., Nora M. and Mitchell C. Adams, Jr., as citizens by blood, and for the enrollment of his wife, Nannie C. Adams, as a citizen by intermarriage, of the Choctaw Nation. On March 3, 1907, Commissioner Bixby, having received a telegram dated March 2, 1907, from A. F. McGarr, who was an employe of the Commission then stationed in Washington, stating that the Department had directed the identification of Mitchell C. Adams, Lillie M. Adams, Nora M. Adams and William C. Adams (Mitchell C. Adams, Jr., died in 1898 or 1899), as Mississippi Choctaws, rendered his decision identifying them and on that day wired said employe of his compliance with

The Department's directions, and stated that as the records did not show that said persons had ever removed to and settled within the Choctaw-Chickasaw country, no action would be taken other than their identification. Subsequent to the rendition of said decision the Commissioner received the Department's decision in the case dated March 2, 1907 (I.T.D. 5748-1907)/ wherein the decision of the Commission of January 19, 1905, adverse to the applicants, was reversed except as to said Nannie C. Adams. This action was taken in accordance with the approved opinions of the Assistant Attorney General of February 20, 1907, and February 28, 1907. Said Mitchell C. Adams was ordered identified as a fullblood Mississippi Choctaw Indian, and in connection with the identification of Adams' Children the Department states that:

"In the concluding paragraph of the above cited opinion recommendation is made that no action should be taken at this time looking to the enrollment of Adam's family. This recommendation is approved only to the extent that they should not now be finally enrolled as citizens.

In accordance with the approved opinion of the Assistant Attorney General of February 16, 1907, in the case of the infant children of Nicholas Charlas, et-al., based on Section 2 of the act of April 26, 1906 (34 Stat., 137), the children of Mitchell C. Adams are entitled to identification as Mississippi Choctaws, if said children were minors living on March 4, 1906.

It appears that when the record was made up Lillie M., Nora M. and William C. Adams were the living minor children of Mitchell C. Adams, and that Mitchell C. Adams, Jr., has since died.

Accordingly you are also directed to identify Lillie M., Nora M. and William C. Adams as Mississippi Choctaws, following said opinion in the Charlas case."

Mitchell C. Adams resides at Bluefield, West Virginia, and it would have been impossible for him to have removed to and settled within the Choctaw-Chickasaw country and submitted proof of such settlement within time for his enrollment to have been approved by the Department on March 4, 1907.

The children of Mitchell C. Adams, being of the mixed blood, and no attempt being made to prove that they are the descendants of a beneficiary under the fourteenth article of the treaty of 1830, were not entitled to identification as Mississippi Choctaw Indians under the Act of July 1, 1902. It is not clear as to the right of these children under the Act of April 26, 1906, considering their case in the light of the Department's decision in the Nicholas Charlas, et al., case above referred to, and its decision of May 25, 1906 (I.T.D. 5066, 17858-1905, 9022-1906), in the Willis Willis case. Had Mitchell C. Adams, after his identification as a Mississippi Choctaw Indian, made proof of settlement within the Choctaw-Chickasaw country and been duly enrolled as a Mississippi Choctaw, and his enrollment approved by the Secretary of the Interior, his said children would have been entitled to enrollment under the Act of April 26, 1906, as amended by the Act of June 21, 1906, as the minor children of a duly enrolled Mississippi Choctaw Indian, provided they were minors living March 4, 1906.

The Commissioner's decision in this case of March 3, 1907, is inclosed; the record in the case was transmitted to the Department October 21, 1905.

The records of proceedings in a number of the above cases have been heretofore forwarded, and, with the date of the letter of transmittal, are as follows:

|                                                                                                            |                    |
|------------------------------------------------------------------------------------------------------------|--------------------|
| Sallie Foster, Creek New Born,                                                                             | February 27, 1907. |
| Clemogene Farve, et al., Mississippi Choctaws (In consolidated case of Nancy Agloff, et al., M.C.R. 2370). | December 21, 1906. |
| Gilbert McKinney, Choctaw Freedman, (In case of Boling McKinney, et al.)                                   | February 26, 1907. |
| Hattie Burris, et al., Choctaw Freedmen New Born,                                                          | March 4, 1907.     |
| Mitchell C. Adams, et al., Mississippi Choctaw,                                                            | October 21, 1905.  |

The records in the other cases above referred to are transmitted herewith.

Respectfully,

Commissioner.

JOR(LS)

Incl. S-35.

Lucy Scott

Cherokee freedman  
New Born # 542

END  
OF  
ROLL



